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*New York. Legislature. Assembly*

**JOURNAL**  
**OF THE**  
**ASSEMBLY**

**OF THE**  
**STATE OF NEW YORK**  
**AT THEIR**  
**ONE HUNDRED AND FORTY-FIRST SESSION**

**Begun and Held at the Capitol, in the City of Albany.**  
**on Wednesday, the Second Day of January, 1918**

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**VOLUME I**

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**ALBANY**  
**J. B. LYON COMPANY, PRINTERS**  
**1918**



# JOURNAL OF THE ASSEMBLY

## STATE OF NEW YORK, ASSEMBLY CHAMBER IN THE CITY OF ALBANY

WEDNESDAY, JANUARY 2, 1918

Pursuant to section six of article ten of the Constitution of the State, the gentlemen whose names are given in the following appeared in the Assembly Chamber. The said list contains names of the representatives elected to the Assembly in the several districts as certified by the Secretary of the State, viz.:

COUNTY	DIST.	NAME
Albany . . . . .	1	Clarence F. Welsh.
	2	John G. Malone.
	3	James M. Gaffers.
Allegany . . . . .		William Duke, Jr.
Bronx . . . . .	1	Earl H. Miller.
	2	Edward J. Flynn.
	3	Benjamin Gitlow.
	4	Samuel Orr.
	5	Charles B. Garfinkel.
	6	Thomas J. McDonald.
	7	Joseph V. McKee.
	8	J. Fairfax McLaughlin.
Broome . . . . .	1	Edmund B. Jenks.
	2	Forman E. Whitcomb.
Cattaraugus . . . . .		DeHart H. Ames.
Cayuga . . . . .		L. Ford Hager.
Chautauqua . . . . .	1	Hermes L. Ames.
	2	Joseph A. McGinnies.
Chemung . . . . .		John J. Richford.
Chenango . . . . .		Bert Lord.
Clinton . . . . .		Wallace E. Pierce.
Columbia . . . . .		William J. Alvord.
Cortland . . . . .		George H. Wiltzie.
Delaware . . . . .		James C. Nesbitt.

COUNTY	DIST.	NAME
Dutchess . . . . .	1	James C. Allen.
	2	Frank L. Gardner.
Erie . . . . .	1	Alexander Taylor.
	2	John W. Slacer.
	3	Nicholas J. Miller.
	4	James M. Mead.
	5	Alexander A. Patrzykowski.
	6	George H. Rowe.
	7	Herbert A. Zimmerman.
	8	Nelson W. Cheney.
Essex . . . . .		Raymond T. Kenyon.
Franklin . . . . .		Warren T. Thayer.
Fulton-Hamilton . . . . .		Burt Z. Kasson.
Genesee . . . . .		Louis H. Wells.
Greene . . . . .		Harding Showers.
Herkimer . . . . .		Edward O. Davies.
Jefferson . . . . .		H. Edmund Machold.
Kings . . . . .	1	Patrick H. Larney.
	2	William H. Fitzgerald.
	3	Frank J. Taylor.
	4	Peter A. McArdle.
	5	James H. Caulfield, Jr.
	6	William M. Feigenbaum.
	7	Daniel F. Farrell.
	8	John J. McKeon.
	9	Frederick S. Burr.
	10	Hoxie W. Smith.
	11	Thomas E. Brownlee.
	12	Albert Link.
	13	Morgan T. Donnelly.
	14	Joseph A. Whitehorn.
	15	Jeremiah F. Twomey.
	16	Kenneth F. Sutherland.
	17	Frederick A. Wells.
	18	Marshall Snyder.
	19	Benjamin C. Klingmann.
	20	George J. Braun.



COUNTY	DIST.	NAME
Kings . . . . .	21	Wilfred E. Youker.
	22	James J. Morris.
	23	Abraham I. Shiplacoff.
Lewis . . . . .		Albert A. Copeley.
Livingston . . . . .		George F. Wheelock.
Madison . . . . .		Morell E. Tallett.
Monroe . . . . .	1	James A. Harris.
	2	Simon L. Adler.
	3	Harry B. Crowley.
	4	Frank Dobson.
	5	Franklin W. Judson.
Montgomery . . . . .		Erastus Corning Davis.
Nassau . . . . .	1	Thomas A. McWhinney.
	2	Franklin A. Coles.
New York . . . . .	1	Peter J. Hamill.
	2	Caesar B. F. Barra.
	3	Peter P. McElligott.
	4	William Karlin.
	5	Charles D. Donohue.
	6	Elmer Rosenberg.
	7	Abram Ellenbogen.
	8	Louis Waldman.
	9	Martin Bourke.
	10	Eliot Tuckerman.
	11	William C. Amos.
	12	Martin G. McCue.
	13	Charles M. Havican.
	14	Mark Goldberg.
	15	Schuyler M. Meyer.
	16	Maurice Bloch.
	17	August Claessens.
	18	Owen M. Kiernan.
	19	Edward A. Johnson.
	20	Charles A. Winter.
	21	Harold C. Mitchell.
	22	Earl A. Smith.
	23	Ellis A. Bates.

COUNTY	DIST.	NAME
Niagara . . . . .	1	William Bewley.
	2	Nicholas V. V. Franchot, 2d.
Oneida . . . . .	1	Henry D. Williams.
	2	Louis M. Martin.
	3	George T. Davis.
Onondaga . . . . .	1	Manuel J. Soule.
	2	Harley J. Crane.
	3	George R. Fearon.
Ontario . . . . .		George M. Tyler.
Orange . . . . .	1	William F. Brush.
	2	Charles L. Mead.
Orleans . . . . .		Frank H. Lattin.
Oswego . . . . .		Thaddeus C. Sweet.
Otsego . . . . .		Allen J. Bloomfield.
Putnam . . . . .		John P. Donohoe.
Queens . . . . .	1	Peter A. Leininger.
	2	Peter J. McGarry.
	3	John Kennedy.
	4	L. Eugene Decker.
	5	Albert J. Brackley.
	6	William H. O'Hare.
Rensselaer . . . . .	1	John F. Shannon.
	2	Arthur Cowee.
Richmond . . . . .	1	Thomas F. Curley.
	2	Henry A. Seesselberg.
Rockland . . . . .		Gordon H. Peck.
St. Lawrence . . . . .	1	Frank L. Seaker.
	2	Edward A. Everett.
Saratoga . . . . .		Gilbert T. Seelye.
Schenectady . . . . .	1	Walter S. McNab.
	2	A. Edgar Davies.
Schoharie . . . . .		George A. Parsons.
Schuyler . . . . .		Hiram H. Graham.
Seneca . . . . .		Lewis W. Johnson.
Steuben . . . . .	1	Samuel E. Quackenbush.
	2	Richard M. Prangen.
Suffolk . . . . .	1	De Witt C. Talmage.
	2	Henry A. Murphy.

COUNTY	DIST.	NAME
Sullivan . . . . .		William B. Voorhees.
Tioga . . . . .		Daniel P. Witter.
Tompkins . . . . .		Casper Fenner.
Ulster . . . . .		Joel Brink.
Warren . . . . .		Frank C. Hooper.
Washington . . . . .		Charles O. Pratt.
Wayne . . . . .		Frank D. Gaylord.
Westchester . . . . .	1	Bertrand G. Burtnett.
	2	William J. Fallon.
	3	William Belknap.
	4	Mitchell A. Trahan, Jr.
	5	George Blakely.
Wyoming . . . . .		Bert P. Gage.
Yates . . . . .		James M. Lown, Jr.

The members were called to order at twelve o'clock noon by Fred W. Hammond, Clerk of the last Assembly.

The proceedings were opened with prayer by Rev. Charles Graves.

The Clerk then called the roll as presented by the Secretary of State, and the following members responded:

Adler	Davis G T	Jenks	Mead J M	Smith H W
Allen	Decker	Johnson E A	Meyer	Snyder
Alvord	Dobson	Johnson L W	Miller E H	Soule
Ames D H	Donohoe	Judson	Miller N J	Sutherland
Ames H L	Donohue	Karlin	Mitchell	Sweet
Amos	Duke	Kennedy	Morris	Talmage
Barra	Ellenbogen	Kenyon	Murphy	Taylor A
Bates	Everett	Kiernan	Nesbitt	Taylor F J
Belknap	Farrell	Lattin	O'Hare	Thayer
Bewley	Fearon	Leininger	Orr	Trahan
Blakely .	Feigenbaum	Lord	Parsons	Tuckerman
bloch	Fenner	Lown	Peck	Twomey
Bloomfield	Fitzgerald	Machold	Pierce	Tyler
Bourke	Flynn	Malone	Prangen	Voorhees
Brackley	Franchot	Martin	Pratt	Waldman
Brownlee	Gaffers	McArdle	Quackenbush	Wells F A
Brush	Gage	McCue	Richford	Wells L H
Burtnett	Gardner	McDonald	Rosenberg	Welsh
Caulfield	Garfinkel	McElligott	Rowe	Wheelock
Cheney	Gaylord	McGarry	Seaker	Whitcomb
Claessens	Gitlow	McGinnies	Seesselberg	Whitehorn
Coles	Goldberg	McKee	Shannon	Williams
Cowee	Graham	McKeon	Shiplacoff	Wiltsie
Crane	Hager	McLaughlin	Showers	Witter
Curley	Hamill	McNab	Slacer	Youker
Davies A E	Harris	McWhinney	Smith E A	Zimmerman
Davies E O	Hooper	Mead C L		

A quorum having answered to their names, the Clerk announced the first business was the election of Speaker.

Mr. Machold offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Speaker; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such office.

The Clerk put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The House then proceeded to the election of Speaker.

The Clerk called the roll of members, whereupon each member, as his name was called, arose in his place and nominated as follows:

#### FOR THADDEUS C. SWEET

Adler	Crane	Hager	Meyer	Talmage
Allen	Davies A E	Harris	Miller N J	Taylor A
Alvord	Davies E O	Hooper	Mitchell	Thayer
Ames D H	Davis G T	Jenks	Murphy	Trahan
Ames H L	Dobson	Johnson E A	Nesbitt	Tuckerman
Amos	Donohoe	Johnson L W	Peck	Tyler
Bates	Duke	Judson	Pierce	Voorhees
Bewley	Ellenbogen	Kenyon	Prangen	Wells F A
Blakely	Everett	Lattin	Pratt	Wells L H
Bloomfield	Fearon	Lord	Quackenbush	Welsh
Bourke	Fenner	Lown	Richford	Wheelock
Brownlee	Fitzgerald	Machold	Rowe	Whitcomb
Brush	Franchot	Malone	Seaker	Williams
Burtnett	Gaffers	Martin	Showers	Wiltzie
Caulfield	Gage	McGinnies	Slacer	Witter
Cheney	Gardner	McNab	Snyder	Youker
Coles	Gaylord	McWhinney	Soule	Zimmerman
Cowee	Graham	Mead C L		

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#### FOR CHARLES D. DONOHUE

Barra	Flynn	McCue	Mead J M	Shannon
Belknap	Goldberg	McDonald	Miller E H	Smith E A
Bloch	Hamill	McElligott	Morris	Smith H W
Brackley	Kennedy	McGarry	O'Hare	Sutherland
Curley	Kiernan	McKee	Parsons	Taylor F J
Decker	Leininger	McKeon	Seesselberg	Twomey
Farrell	McArdle	McLaughlin		

3

#### FOR ABRAHAM I. SHIPLACOFF

Claessens	Garfinkel	Karlin	Rosenberg	Whitehorn
Feigenbaum	Gitlow	Orr	Waldman	

9

Whole number of votes cast 130.

For Thaddeus C. Sweet, 88.

For Charles D. Donohue, 33.

For Abraham I. Shiplacoff, 9.

Thaddeus C. Sweet having received a majority of all the votes cast, the Clerk declared him duly elected Speaker of the Assembly of 1918 and appointed Messrs. Machold and Donohue a committee to conduct the Speaker-elect to the chair.

Mr. Speaker on taking the chair addressed the House as follows:

Gentlemen of the Assembly.—For the compliment conveyed and the confidence displayed in your action to-day, you have my warmest thanks and my sincerest gratitude. I approach the duties of Speaker for the fifth consecutive term, conscious of the responsibilities which it imposes, but with a determination to serve you and the State to the utmost of my ability. You need not be told that the position carries with it no little amount of care and labor involving a large supply of patience, and if the duties are performed to your satisfaction, reliance must be placed at all times upon your indulgence and forbearance. If this spirit actuates us all we may look forward to a busy and satisfactory session.

Not since the Civil War has the Legislature met under conditions in State and Nation approaching those that exist to-day. Courage, fortitude and loyalty are required to meet these conditions. The world is war mad, driven so by the ambition and jealousy of a barbarous monarch who is a scourge to the throne and to civilization. The world now sees that war can be planned in the mind of one man, or family of despots, and wrench the flower of every nation in the world from its sphere of usefulness and grandeur of life, and hurl it into a maelstrom of hate, murder and death. And for what? Not the ambition to rule a nation, but an ambition to rule the world. If this ambition be not crushed there is no country in the world safe from the political iniquities which to-day disturb civilization.

The closing year has been crowded with great events. The world war with all its horror holds the center of interest and anxiety, and the United States has taken her place among the Allies in the interest of the freedom of the world.

The government has incurred obligations extending into the billions to provide for equipment on sea and land to prosecute this war.

Hundreds of thousands of the best blood of the land coming from all our homes have come forward to make the greatest army this country has ever seen.

The government has taken over the railroads of the country, comprising a quarter of a million miles, and representing a value of billions of dollars.

Successful liberty loans representing ten times the national debt following the Civil War have followed each other, war chest plans have followed quickly after, the Red Cross has attained a membership of millions, and has raised millions of money to carry on its great work here and abroad. Thrift and war saving stamps have placed it in the power of the average citizen to help the national cause in this crisis.

In the State we have by a large majority given the right of suffrage to millions of women.

There has been a State Constabulary organized and fully equipped and the force is actively engaged in various parts of the State.

Congress has voted a constitutional amendment on prohibition to be presented for action by the several States.

So the year has been one of great activity along many lines, and we are confronted with great problems.

The business of the country is war, a war into which the country has been forced in the interest of pure humanity, a war against unrelenting cruelty and barbarism. The first business of the State is to assume its full share of the responsibility and co-operation. Whether the war continues or ends, we Americans approach the New Year as no other in our national history. It is not only a national but a world's crisis. We may not yet comprehend the magnitude of this world's struggle, or the sacrifices which it may demand. Great battles are to be fought, and the lists of casualties on the battlefields may come to us and stir us to a realization of what war means. We like to continue in peaceful paths and overlook the serious phase, but duty calls for every endeavor.

But there is a feeling of satisfaction in the thought that although the nation has incurred obligations that extend into the billions, there is still all around us the unmistakable evidence of vitality and prosperity. We are still a nation of happy homes. The loyalty of our people cannot be questioned. We can best serve our country in this critical period of our nation's existence by contributing such wisdom as we possess to the enactment of measures which will supplement the efforts of the National Government in its determination to give to the world a stable system of governments founded alone upon the rights of the people, justice, freedom and humanity. The Empire State has done and will continue to do its full share.

With great gallantry the male citizens of our State have conferred upon women the right to vote. It is for us now to perfect such legislation as may be required to give our newly enfranchised citizens the opportunity of registration, with an earnest hope that

having received the privilege of voting they will promptly exercise that right and aid their fellow citizens in their desire to secure and maintain good government.

Congress has adopted a prohibition amendment to the Constitution to be submitted to the several States. If ratified by the Legislature of three-fourths of the States within seven years, it will become a part of the National Constitution. Concerning this subject there will always be different opinions. Harmony can hardly be hoped for, and results must be considered for the greatest good of the greatest number. This resolution will probably be submitted to us at this session. It is the part of wisdom to approach the discussion of this subject with judgment and deliberation, and reach a decision which will not be questioned.

The Legislature must give attention to the running expenses of the government steadily upon the increase. The war demands are of such a nature as to require the closest attention and scrutiny, with a view to consider the necessary expenses consistent with good government and business economy.

The war demands not only armies, but provision must be made for the equipment of these armies and the manufacture of munitions. Above all is the necessity of subsistence. The great problem is the product of Mother Earth. The army calls for soldiers, and the shops call for mechanics, but we must not forget that wars cannot be won, and armies cannot be fed without adequate provision. To attain these results, we must look forward to the maximum production of the soil which can only be accomplished by retaining upon the farms adequate help. It is for the State and nation, therefore, to unite with the Government in the true conservation of labor. Our nation is to be tested as never before. We must consider the results to be attained, always bearing in mind that armies as well as the people at home must be fed and cared for.

The question of military or physical training in our public schools may well receive attention. In villages and cities this training can be given proper attention, but in thousands of our rural public schools in which the attendance is from one to twenty, it is not only impracticable, but unnecessary. The farmer boy who is obliged to walk miles to and from his school, who attends the morning and evening duties at home, hardly needs the additional exercise which physical training is intended to give. There can be very little interest or enthusiasm in training a class of a dozen or less. This relief to our rural school districts should receive our serious consideration.

These are some of the problems which confront us as representatives of the people. We owe it to our people to bend all our



energies to solve these problems in the interest of good government, never forgetting that we are servants of a great people and answerable alone to them for all the legislation we enact. Nothing must be permitted to stand in the way of continual watchfulness and preparation.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Clerk; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such office.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker directed the Clerk to call the roll, when each member as his name was called, nominated as follows:

#### FOR FRED W. HAMMOND

Adler	Cowee	Graham	Mead C L	Sweet
Allen	Crane	Hager	Meyer	Talmage
Alvord	Davies A E	Harris	Miller N J	Taylor A
Ames D H	Davies E O	Hooper	Mitchell	Thayer
Ames H L	Davis G T	Jenks	Murphy	Trahan
Amos	Dobson	Johnson E A	Nesbitt	Tuckerman
Bates	Donohoe	Johnson L W	Peck	Tyler
Bewley	Duke	Judson	Pierce	Voorhees
Blakely	Ellenbogen	Kenyon	Prangen	Wells F A
Bloomfield	Everett	Lattin	Pratt	Wells L H
Bourke	Fearon	Lord	Quackenbush	Welsh
Brownlee	Fenner	Lown	Richford	Wheelock
Brush	Fitzgerald	Machold	Rowe	Whitcomb
Burnett	Franchot	Malone	Seaker	Williams
Caulfield	Gaffers	Martin	Showers	Wiltzie
Cheney	Gage	McGinnies	Slacer	Witter
Coles	Gardner	McNab	Snyder	Youker
Copeley	Gaylord	McWhinney	Soule	Zimmerman 90

#### FOR JOSEPH P. ZENGER

Barra	Farrell	McCue	Mead J M	Smith E A
Belknap	Flynn	McDonald	Miller E H	Smith H W
Bloch	Hamill	McElligott	O'Hare	Sutherland
Brackley	Kennedy	McGarry	Parsons	Taylor F J
Curley	Kiernan	McKee	Seesselberg	Twomey
Decker	Leininger	McKeon	Shannon	Winter
Donohue	McArdle	McLaughlin		33

#### FOR BERNARD J. RILEY

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn 10

Whole number of votes cast, 133.

For Fred W. Hammond, 90.

For Joseph P. Zenger, 33.

For Bernard J. Riley, 10.

Mr. Speaker declared Fred W. Hammond duly elected Clerk of the Assembly for 1918.

Mr. Speaker administered the oath of office to Fred W. Hammond, Clerk-elect.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Resolved, That Harry W. Haines be and he hereby is elected sergeant-at-arms of the Assembly for the session of 1918.

Mr. Shannon moved to amend said resolution by striking out the name of Harry W. Haines and inserting the name of William O'Donnell.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Shannon, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Harry W. Haines duly elected sergeant-at-arms of the Assembly for the session of 1918.

Mr. Bewley offered for the consideration of the House a resolution, in the words following:

Resolved, That Charles Furman be and he hereby is elected principal doorkeeper of the Assembly for the session of 1918.

Mr. E. H. Miller moved to amend said resolution by striking out the name of Charles Furman and inserting the name of Frank Wilson.

Mr. Speaker put the question whether the House would agree to said motion of Mr. E. H. Miller, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Charles Furman duly elected principal doorkeeper of the Assembly for the session of 1918.

Mr. C. L. Mead offered for the consideration of the House a resolution, in the words following:

Resolved, That James B. Hulse be and he hereby is elected first assistant doorkeeper of the Assembly for the session of 1918.

Mr. Seesselberg moved to amend said resolution by striking out the name of James B. Hulse and inserting the name of Eugene J. Smith.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Seesselberg, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared James B. Hulse duly elected first assistant doorkeeper for the Assembly for the session of 1918.

Mr. Pratt offered for the consideration of the House a resolution, in the words following:

Resolved, That A. H. Bunnell be and he hereby is elected second assistant doorkeeper of the Assembly for the session of 1918.

Mr. Farrell moved to amend said resolution by striking out the name of A. H. Bunnell and inserting the name of William J. Gillen.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Farrell, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared A. H. Bunnell duly elected second assistant doorkeeper of the Assembly for the session of 1918.

Mr. Welsh offered for the consideration of the House a resolution, in the words following:

Resolved, That Samuel Bruckheimer be and he is hereby elected stenographer of the Assembly for the session of 1918.

Mr. Belknap moved to amend said resolution by striking out the name of Samuel Bruckheimer and inserting the name of Leslie Knapp.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Belknap, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Samuel Bruckheimer duly elected stenographer of the Assembly for the session of 1918.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the rules of the Assembly of 1917 be printed in the Clerk's Manuel for 1918 amended as follows:

Rule 19 after the lines "To consist of fifteen members Ways and Means" insert "War".

Rule 49, line 2, strike out "ten" and insert "fifteen," be and hereby are adopted as the Rules of the Assembly of 1918.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Adler and Donohue.

Mr. Malone offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Senate and inform that honorable body that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Malone and McCue.

Mr. Welsh offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk be requested to invite the clergymen of Albany, in charge of parishes, to open the daily sessions of this Assembly with prayer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Davis G T	Jenks	Mead C L	Smith E A
Allen	Decker	Johnson E A	Mead J M	Smith H W
Alvord	Dobson	Johnson L W	Meyer	Snyder
Ames D H	Donohoe	Judson	Miller E H	Soule
Ames H L	Donohue	Karlin	Miller N J	Sutherland
Amos	Duke	Kennedy	Mitchell	Talmage
Barra	Ellenbogen	Kenyon	Morris	Taylor A
Bates	Everett	Kiernan	Murphy	Taylor W J
Belknap	Farrell	Klingmann	Nesbitt	Thayer
Bewley	Fearon	Lattin	O'Hare	Trahan
Blakely	Feigenbaum	Leininger	Orr	Tuckerman
Bloch	Fenner	Lord	Parsons	Twomey
Bloomfield	Fitzgerald	Lown	Peck	Tyler
Bourke	Flynn	Machold	Pierce	Voorhees
Brackley	Franchot	Malone	Prangen	Waldman
Brownlee	Gaffers	Martin	Pratt	Wells F A
Burr	Gage	McArdle	Quackenbush	Wells L H
Burnett	Gardner	McCue	Richford	Welsh
Caulfield	Garfinkel	McDonald	Rosenberg	Wheelock
Cheney	Gaylord	McElligott	Rowe	Whitcomb
Claessens	Gitlow	McGarry	Seaker	Whitehorn
Coles	Goldberg	McGinnies	Seesselberg	Williams
Cowee	Graham	McKee	Shannon	Wiltzie
Crane	Hager	McKeon	Shiplacoff	Witter
Curley	Hamill	McLaughlin	Showers	Youker
Davies A E	Harris	McNab	Slacer	Zimmerman
Davies E O	Hooper	McWhinney		

Mr. Seelye offered for the consideration of the House a resolution, in the words following:

Resolved, That upon the approval of the Speaker the Clerk of the Assembly be and hereby is directed to arrange seats for the accommodation of the press.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Ellenbogen offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of the Assembly be authorized to make the usual contracts with the postmaster of the city of Albany and the express companies for the transmission of papers and documents.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Davis G T	Jenks	Mead C L	Smith E A
Allen	Decker	Johnson E A	Mead J M	Smith H W
Alvord	Dobson	Johnson L W	Meyer	Snyder
Ames D H	Donohoe	Judson	Miller E H	Soule
Ames H L	Donohue	Karlin	Miller N J	Sutherland
Amos	Duke	Kennedy	Mitchell	Talmage
Barra	Ellenbogen	Kenyon	Morris	Taylor A
Bates	Everett	Kiernan	Murphy	Taylor F J
Belknap	Farrell	Klingmann	Nesbitt	Thayer
Bewley	Fearon	Lattin	O'Hare	Trahan
Blakely	Feigenbaum	Leininger	Orr	Tuckerman
Bloch	Fenner	Lord	Parsons	Twomey
Bloomfield	Fitzgerald	Lown	Peck	Tyler
Bourke	Flynn	Machold	Pierce	Voorhees
Brackley	Franchot	Malone	Prangen	Waldman
Brownlee	Gaffers	Martin	Pratt	Wells F A
Brush	Gage	McArdle	Quackenbush	Wells L H
Burtnett	Gardner	McCue	Richford	Welsh
Caulfield	Garfinkel	McDonald	Rosenberg	Wheelock
Cheney	Gaylord	McElligott	Rowe	Whitcomb
Claessens	Gitlow	McGarry	Seaker	Whitehorn
Coles	Goldberg	McGinnies	Seesselberg	Williams
Cowee	Graham	McKee	Shannon	Wiltsie
Crane	Hager	McKeon	Shiplacoff	Witter
Ourley	Hamill	McLaughlin	Showers	Youker
Davies A E	Harris	McNab	Slacer	Zimmerman
Davies E O	Hooper	McWhinney		

Mr. Thayer offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to prepare ballots for the drawing of seats, to examine the same and report to the Assembly, after which the members shall retire to the rear and back of the railing in the Assembly Chamber and as their names are drawn from the box, shall come forward and make their choice and retain such seat until the close of the drawing.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Thayer and McElligott.

Senators Argetsinger and Farrenkopf, a committee from the Senate, appeared and announced that the Senate was organized and ready to proceed to business.

Mr. Adler from the committee appointed to wait upon the Governor and inform him that the Assembly was organized and ready to proceed to business reported that the committee had performed that duty.

Mr. Malone from the committee appointed to wait upon the Senate and inform that honorable body that the Assembly was organized and ready to proceed to business reported that the committee had performed that duty.

A message from the Governor by the hand of his secretary was received in the words following, which was read, ordered printed and referred topic by topic to the appropriate committees, when appointed.

(See Document.)

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY, *January 2, 1918.*

*To the Legislature:*

I have received from the Secretary of State of the United States a certified copy of a resolution of Congress, entitled "Joint Resolution Proposing an amendment to the Constitution of the United States," and in accordance with this request, I submit it to your Honorable Body for such action as may be had thereon.

Attached hereto is a copy of the communication of The Honorable, the Secretary of State, a copy of the Joint Resolution and the certification thereof by the Secretary of State. This communication and the certified copy of the resolution did not reach me in time to be included in my annual message.

CHARLES S. WHITMAN.

The communication and accompanying documents were ordered printed as a document and referred to the committee on the Judiciary, when appointed

(See Document.)

Mr. Thayer, from the committee on drawing of seats, presented the following report:

Your committee appointed on the drawing of seats would respectfully report and recommend that all members now serving



their fifth term or longer be first entitled to select their seats, and that the balance be divided into four classes, and be drawn in the order of their class.

First: Members serving the fourth term in the Assembly shall be placed in class one and their names drawn.

Second: Members serving their third term in the Assembly shall be placed in class two and their names drawn.

Third. Members serving their second term in the Assembly shall be placed in class three and their names drawn, and the balance, those serving their first term shall be placed in class four and their names drawn.

which report was agreed to.

The drawing of seats resulted as follows:

Adler . . . . .	43	Cowee . . . . .	62
Allen . . . . .	17	Crane . . . . .	5
Alvord . . . . .	139	Crowley . . . . .	12
Ames, D. H. . . . .	66	Curley . . . . .	113
Ames, H. L. . . . .	129	Davies, A. E. . . . .	138
Amos . . . . .	105	Davies, E. O. . . . .	95
Barra . . . . .	27	Davis, E. C. . . . .	33
Bates . . . . .	136	Davis, G. T. . . . .	102
Belknap . . . . .	122	Decker . . . . .	120
Bewley . . . . .	65	Dobson . . . . .	29
Blakely . . . . .	69	Donnelly . . . . .	80
Bloch . . . . .	22	Donohoe . . . . .	2
Bloomfield . . . . .	68	Donohue . . . . .	44
Bourke . . . . .	7	Duke . . . . .	31
Brackley . . . . .	126	Ellenbogen . . . . .	20
Braun . . . . .	150	Everett . . . . .	103
Brink . . . . .	97	Fallon . . . . .	84
Brownlee . . . . .	107	Farrell . . . . .	49
Brush . . . . .	101	Fearon . . . . .	9
Burr . . . . .	46	Feigenbaum . . . . .	144
Burnett . . . . .	83	Fenner . . . . .	98
Caulfield . . . . .	6	Fitzgerald . . . . .	89
Cheney . . . . .	59	Flynn . . . . .	116
Claessens . . . . .	147	Franchot . . . . .	133
Coles . . . . .	134	Gaffers . . . . .	90
Copeley . . . . .	87	Gage . . . . .	4

Gardner . . . . .	11	McLaughlin . . . . .	119
Garfinkel . . . . .	141	McNab . . . . .	34
Gaylord . . . . .	94	McWhinney . . . . .	71
Gitlow . . . . .	146	Mead, C. L. . . . .	14
Goldberg . . . . .	45	Mead, J. M. . . . .	77
Graham . . . . .	131	Meyer . . . . .	70
Hager . . . . .	93	Miller, E. H. . . . .	76
Hamill . . . . .	48	Miller, N. J. . . . .	61
Harris . . . . .	28	Mitchell . . . . .	104
Havican . . . . .	145	Morris . . . . .	125
Hooper . . . . .	18	Murphy . . . . .	39
Jenks . . . . .	53	Nesbitt . . . . .	149
Johnson, E. A. . . . .	137	O'Hare . . . . .	25
Johnson, L. W. . . . .	99	Orr . . . . .	142
Judson . . . . .	30	Parsons . . . . .	51
Karlin . . . . .	143	Patryskowski . . . . .	115
Kasson . . . . .	63	Peck . . . . .	135
Kennedy . . . . .	110	Pierce . . . . .	32
Kenyon . . . . .	36	Prangen . . . . .	67
Kiernan . . . . .	75	Pratt . . . . .	72
Klingmann . . . . .	111	Quackenbush . . . . .	96
Larney . . . . .	82	Richford . . . . .	132
Lattin . . . . .	55	Rosenberg . . . . .	140
Leininger . . . . .	52	Rowe . . . . .	130
Link . . . . .	127	Seaker . . . . .	41
Lord . . . . .	13	Seelye . . . . .	35
Lown . . . . .	88	Seesselberg . . . . .	114
Machold . . . . .	42	Shannon . . . . .	79
Malone . . . . .	37	Shiplacoff . . . . .	50
Martin . . . . .	21	Showers . . . . .	54
McArdle , , , . . . . .	78	Slacer . . . . .	58
McCue . . . . .	73	Smith, E. A. . . . .	81
McDonald . . . . .	121	Smith, H. W. . . . .	112
McElligott . . . . .	74	Snyder . . . . .	128
McGarry . . . . .	24	Soule . . . . .	3
McGinnies . . . . .	10	Sutherland . . . . .	118
McKee . . . . .	117	Tallett . . . . .	16
McKeon . . . . .	23	Talmage . . . . .	38

Taylor, A. . . . .	57	Welsh . . . . .	108
Taylor, F. J. . . . .	47	Wheelock . . . . .	60
Thayer . . . . .	64	Whitcomb . . . . .	86
Trahan . . . . .	123	Whitehorn . . . . .	85
Tuckerman . . . . .	1	Williams . . . . .	106
Twomey . . . . .	26	Wiltsie . . . . .	8
Tyler . . . . .	91	Winter . . . . .	124
Voorhees . . . . .	100	Witter . . . . .	40
Waldman . . . . .	148	Youker . . . . .	56
Wells, F. A. . . . .	15	Zimmerman . . . . .	92
Wells, L. H. . . . .	19		

Mr. Speaker presented the annual report of the Superintendent of Banks, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Comptroller, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 2, 1918.*

Resolved (if the Assembly concur), That when the Legislature adjourns to-day it be to meet on Wednesday, January 9th, at 8:30 o'clock P. M.

By order of the Senate,  
ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 2, 1918.*

Resolved (if the Assembly concur), That the sub-committee to be composed of three members of the war committee of the Senate, named by the President of the Senate, and five members of the

war committee of the Assembly, when appointed, to be designated by the Speaker of the Assembly, be and they are hereby constituted a committee to inquire as to the state of agricultural productions in the State and report to the Legislature with recommendations with a view to increasing production and have power for that purpose of sitting in any county in the State.

Resolved further, That such committee have power to summon witnesses and to take testimony, and the sum of twenty-five hundred dollars (\$2,500) is hereby appropriated from the contingent fund for the expenses of such committee.

By order of the Senate,  
ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Davis G T	Jenks	Mead C L	Smith E A
Allen	Decker	Johnson E A	Mead J M	Smith H W
Alvord	Dobson	Johnson L W	Meyer	Snyder
Ames D H	Donohoe	Judson	Miller E H	Soule
Ames H L	Donohue	Karlin	Miller N J	Sutherland
Amos	Duke	Kennedy	Mitchell	Talmage
Barra	Ellenbogen	Kenyon	Morris	Taylor A
Bates	Everett	Kiernan	Murphy	Taylor F J
Belknap	Farrell	Klingmann	Nesbitt	Thayer
Bewley	Fearon	Lattin	O'Hare	Trahan
Blakely	Feigenbaum	Leininger	Orr	Tuckerman
Bloch	Fenner	Lord	Parsons	Twomey
Eloomfield	Fitzgerald	Lown	Peck	Tyler
Bourke	Flynn	Machold	Pierce	Voorhees
Brackley	Franchot	Malone	Prangen	Waldman
Brownlee	Gaffers	Martin	Pratt	Wells F A
Brush	Gage	McArdle	Quackenbush	Wells L H
Burtnett	Gardner	McCue	Richford	Welsh
Caulfield	Garfinkel	McDonald	Rosenberg	Wheelock
Cheney	Gaylord	McElligott	Rowe	Whitcomb
Claessens	Gitlow	McGarry	Seaker	Whitehorn
Coles	Goldberg	McGinnies	Seesselberg	Williams
Cowee	Graham	McKee	Shannon	Wiltsie
Crane	Hager	McKeon	Shiplacoff	Witter
Curley	Hamill	McLaughlin	Showers	Youker
Davies A E	Harris	McNab	Slacer	Zimmerman
Davies E O	Hooper	McWhinney		

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Adler gives notice that he will on Wednesday, January 9th, moved to amend the Rules of the Assembly by the addition of a rule to be known as Rule 56 in relation to the number and compensation of employees.

Mr. Speaker announced the appointment of Simon L. Adler of Monroe, leader of the majority for the session of 1918.

Mr. Speaker announced the following appointments:

Speaker's clerk, Fred R. Bishop; Speaker's stenographer, Katherine Cullen; Speaker's messenger, Henry Spencer; superintendent of documents, Harvey B. Dingman.

The Clerk announced the appointment of assistant financial clerk, Michael O'Brien.

Pursuant to concurrent resolution, the House adjourned until Wednesday, January 9th, at 8:30 P. M.

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### WEDNESDAY, JANUARY 9, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Wednesday, January 2d, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the New York State Soldiers and Sailors' Home, Bath, N. Y., which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the New York State Nautical School, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Tax Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the preliminary report of the Commission of the State of New York upon the Relations of Federal and State Taxation, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Secretary of State on Statistics of Crime, which was laid upon the table and ordered printed.

(See Document.)

Mr. A. Taylor introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to regulating the number of passengers to be carried on any street car in certain cities" (Int. No. 1), which was read the first time and referred to the committee on the judiciary.

Mr. Lord introduced a bill entitled "An act to amend the Election Law, in relation to official envelopes for war ballots" (Int. No. 2), which was read the first time and referred to the committee on the judiciary.

Mr. Ellenbogen introduced a bill entitled "An act to amend the Greater New York charter, in relation to abolishing the office of chamberlain and transferring his powers and duties to the comptroller" (Int. No. 3), which was read the first time and referred to the committee on affairs of cities.

Mr. Lord introduced a bill entitled "An act to amend the Education Law, in relation to the method of giving instruction in physical training and discipline in the schools of the State" (Int. No. 4), which was read the first time and referred to the committee on public education.

Mr. Meyer introduced a bill entitled "An act to amend section seven hundred seventy-six of the Penal Law, in relation to filing candidates' statements of expenses" (Int. No. 5), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend section five hundred forty-six of the Election Law, in relation to filing statements of campaign receipts and payments" (Int. No. 6), which was read the first time and referred to the committee on the judiciary.

Mr. Donohue introduced a bill entitled "An act to amend the General City Law, in relation to the power of cities to acquire,

construct, own operate and lease public utilities" (Int. No. 7), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Conservation Law, in relation to wild pheasants" (Int. No. 8), which was read the first time and referred to the committee on conservation.

Mr. Youker introduced a bill entitled "An act to amend the Real Property Law, in relation to registering title to real property" (Int. No. 9), which was read the first time and referred to the committee on general laws.

Mr. Slacer introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to the general powers of commissions in respect to gas and electricity" (Int. No. 10), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Zimmerman introduced a bill entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred fourteen, entitled 'An act to provide a charter for the city of Buffalo,' relating to the department of finance and accounts" (Int. No. 11), which was read the first time and referred to the committee on affairs of cities.

Mr. Kiernan introduced a bill entitled "An act to amend the Penal Law, in relation to playing baseball on Sunday" (Int. No. 12), which was read the first time and referred to the committee on codes.

Mr. Bloch introduced a bill entitled "An act to amend the Election Law, in relation to campaign receipts and payments" (Int. No. 13), which was read the first time and referred to the committee on the judiciary.

Mr. Whitehorn introduced a bill entitled "An act to amend the Penal Law, in relation to the death penalty for the commission of crime" (Int. No. 14), which was read the first time and referred to the committee on codes.

Also, "An act to regulate street railway fares in all cities" (Int. No. 15), which was read the first time and referred to the committee on public education.



Mr. J. M. Mead, by request, introduced a bill entitled "An act to amend the Military Law, in relation to allowances to non-commissioned officers, soldiers and sailors during war service, and defining such war service" (Int. No. 16), which was read the first time and referred to the committee on military affairs.

Mr. Patrzykowski introduced a bill entitled "An act to submit to the voters of certain territory in Erie county a proposition to extend the boundaries of the city of Buffalo" (Int. No. 17), which was read the first time and referred to the committee on affairs of cities.

Mr. Gardner introduced a bill entitled "An act to amend the Tax Law, in relation to the salaries of the transfer tax appraiser in Dutchess county" (Int. No. 18), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Public Service Commissions Law, in relation to report to be furnished by telegraph corporations and telephone corporations upon request by a subscriber" (Int. No. 19), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Fearon introduced a bill entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds" (Int. No. 20), which was read the first time and referred to the committee on affairs of cities.

Mr. Amos introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to empowering attorneys at law to take oaths, affidavits and acknowledgments" (Int. No. 21), which was read the first time and referred to the committee on codes.

Also, "An act to amend the General Construction Law, in relation to holidays" (Int. No. 22), which was read the first time and referred to the committee on general laws.

apportionment" (Int. No. 23), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "An act to provide for the assignment of able-bodied male persons, between the ages of eighteen and fifty years, inclusive, not regularly and continuously employed, to work in occupations carried on by the State, the counties, municipalities of the State, or by private employers, whenever, because of a state of war, the Governor determines such assignments to be necessary for the protection and welfare of the State, and finds such occupations essential for the protection and welfare of the State and the United States, and to provide for the procedure and the means and for the rules and regulations for carrying this act into effect, and for compensation to persons so assigned to work, for the period of such assignments, and penalties for non-compliance with the act" (Int. No. 24), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Tax Law, in relation to exemptions from the franchise tax on manufacturing and mercantile corporations" (Int. No. 25), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts" (Int. No. 26), which was read the first time and referred to the committee on public education.

Mr. Brink introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors" (Int. No. 27), which was read the first time and referred to the committee on internal affairs.

Mr. Feigenbaum introduced a bill entitled "An act to empower all cities of the first and second class to acquire, purchase, construct, own, operate and control public utilities" (Int. No. 28), which was read the first time and referred to the committee on affairs of cities.

Mr. McNab introduced a bill entitled "Concurrent resolution of the Senate and Assembly ratifying the proposed amendment

to the Constitution of the United States, relating to prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes" (Int. No. 29), which was read the first time and referred to the committee on the judiciary.

Mr. Seesselberg introduced a bill entitled "An act to amend section two hundred and eighty-eight of the Greater New York charter, in relation to promotions of officers and members of the police force of the city of New York" (Int. No. 30), which was read the first time and referred to the committee on affairs of cities.

Mr. Shiplacoff introduced a bill entitled "An act to repeal chapter one hundred sixty-one of the Laws of nineteen hundred and seventeen, relating to the establishment of the department of State police and defining the powers and duties of its force, and making an appropriation therefor" (Int. No. 31), which was read the first time and referred to the committee on ways and means.

Mr. Donohue introduced a bill entitled "An act to regulate the giving or conducting of performances, entertainments, exhibitions or sales for benevolent and charitable purposes" (Int. No. 32), which was read the first time and referred to the committee on general laws.

Mr. Waldman introduced a bill entitled "An act to establish control by the State of New York of the production, supply and distribution of the necessaries of life for the purpose of immediate relief; to insure an adequate supply thereof at the least possible cost to the people of the State; to prevent speculation and other practice for the purpose of enhancing price; to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapter eight hundred and thirteen of the Laws of nineteen seventeen to the commission created by this act" (Int. No. 33), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to repeal section one hundred and twenty-two of the Town Law, relating to

peace officers in certain towns" (Int. No. 34), which was read the first time and referred to the committee on internal affairs.

Mr. Adler introduced a bill entitled "An act to amend the Election Law, in relation to registration for special elections, and special enrollment of women, in the year nineteen hundred and eighteen, and to watchers" (Int. No. 35), which was read the first time and referred to the committee on the judiciary.

Mr. E. A. Johnson introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to the free transportation by common carriers of soldiers, sailors and marines in uniform" (Int. No. 36), which was read the first time and referred to the committee on the judiciary.

Mr. Adler introduced a bill entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys" (Int. No. 37), which was read the first time and referred to the committee on ways and means.

Mr. E. A. Johnson introduced a bill entitled "An act to amend the Penal Law, in relation to protecting civil and public rights" (Int. No. 38), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Civil Rights Law, in relation to equal rights in hospitals" (Int. No. 39), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger" (Int. No. 40), which was read the first time and referred to the committee on ways and means.

A message from the Governor was received and read, in the words following, and referred to the committee on ways and means.

(See Document.)

Mr. Speaker announced the following standing committees for the session of 1918:

#### COMMITTEE ON WAYS AND MEANS

Messrs. Machold of Jefferson; Seaker of St. Lawrence; Tallett of Madison; Seelye of Saratoga; Martin of Oneida; Kenyon of Essex; Bewley of Niagara; Lord of Chenango; McGinnies of Chautauqua; McWhinney of Nassau; Wheelock of Livingston; Bloomfield of Otsego; McElligott of New York; Taylor of Kings; Shannon of Rensselaer.

#### COMMITTEE ON JUDICIARY

Messrs. Pratt of Washington; Martin of Oneida; McNab of Schenectady; Bourke of New York; Crane of Onondaga; Pierce of Clinton; Rowe of Erie; Lown of Yates; Tuckerman of New York; Snyder of Kings; Goldberg of New York; Bloch of New York; O'Hare of Queens.

#### COMMITTEE ON GENERAL LAWS

Messrs. Ellenbogen of New York; Zimmerman of Erie; Youker of Kings; Williams of Oneida; Coles of Nassau; Bates of New York; Richford of Chemung; Fitzgerald of Kings; Winter of New York; McLoughlin of Bronx; Curley of Richmond; Orr of Bronx; Karlin of New York.

#### COMMITTEE ON CODES

Messrs. Duke of Allegany; Fearon of Onondaga; Taylor of Erie; Davis of Oneida; Jenks of Broome; Youker of Kings; Mitchell of New York; Fallon of Westchester; Davies of Schenectady; Johnson of New York; Barra of New York; Smith of New York; Whitehorn of Kings.

#### COMMITTEE ON AFFAIRS OF CITIES

Messrs. Malone of Albany; Blakely of Westchester; Ellenbogen of New York; Miller of Erie; Fearon of Onondaga; Davis of Oneida; Dobson of Monroe; Meyer of New York; Wells of Kings; Whitcomb of Broome; Burr of Kings; McCue of New York; Miller of Bronx.

### COMMITTEE ON RAILROADS

Messrs. Seaker of St. Lawrence; Mead of Orange; Dobson of Monroe; Bloomfield of Otsego; Donohoe of Putnam; Caulfield of Kings; Gaffers of Albany; Brownlee of Kings; Graham of Schuyler; Larney of Kings; McKee of Bronx; Brackley of Queens; Waldman of New York.

### COMMITTEE ON ELECTRICITY, GAS AND WATER

Messrs. Prangen of Steuben; Fenner of Tompkins; Johnson of Seneca; Donohoe of Putnam; Witter of Tioga; Slacer of Erie; Trahan of Westchester; Gaffers of Albany; Alvord of Columbia; Kiernan of New York; McDonald of Bronx; Sutherland of Kings; Shiplacoff of Kings.

### COMMITTEE ON INSURANCE

Messrs. Gardner of Dutchess; Murphy of Suffolk; Ames of Cattaraugus; Prangen of Steuben; Miller of Erie; Mitchell of New York; Crowley of Monroe; Brownlee of Kings; Franchot of Niagara; Copeley of Lewis; McArdle of Kings; Hamill of New York; Twomey of Kings.

### COMMITTEE ON INTERNAL AFFAIRS

Messrs. Wells of Genesee; Wheelock of Livingston; Thayer of Franklin; Kasson of Fulton-Hamilton; Cheney of Erie; Hager of Cayuga; Murphy of Suffolk; Harris of Monroe; Burtnett of Westchester; Ames of Chautauqua; Alvord of Columbia; Parsons of Schoharie; Belknap of Westchester.

### COMMITTEE ON BANKS

Messrs. Wiltsie of Cortland; Wells of Genesee; Mead of Orange; Cheney of Erie; Gardner of Dutchess; Hooper of Warren; Williams of Oneida; Coles of Nassau; Bates of New York; Seesselberg of Richmond; Leininger of Queens; Smith of Kings; Feigenbaum of Kings.

### COMMITTEE ON TAXATION AND RETRENCHMENT

Messrs. Judson of Monroe; McGinnies of Chautauqua; Jenks of Broome; Brush of Orange; Johnson of Seneca; Murphy of

Suffolk; Burtnett of Westchester; Tyler of Ontario; Peck of Rockland; Rowe of Erie; Klingmann of Kings; Flynn of Bronx; Decker of Queens.

#### COMMITTEE ON PUBLIC EDUCATION

Messrs. Tallett of Madison; Harris of Monroe; Welsh of Albany; Duke of Allegany; Soule of Onondaga; Gage of Wyoming; Brink of Ulster; Amos of New York; Fitzgerald of Kings; Whitcomb of Broome; Donnelly of Kings; Link of Kings; Claessens of New York.

#### COMMITTEE ON AGRICULTURE

Messrs. Witter of Tioga; Allen of Dutchess; Lord of Chenango; Tallett of Madison; Ames of Cattaraugus; Cowee of Rensselaer; Gage of Wyoming; Soule of Onondaga; Lattin of Orleans; Hooper of Warren; Brink of Ulster; Brush of Orange; Parsons of Schoharie.

#### COMMITTEE ON PUBLIC HEALTH

Messrs. Seelye of Saratoga; Fenner of Tompkins; Hager of Cayuga; Lattin of Orleans; Kenyon of Essex; Crane of Onondaga; Voorhees of Sullivan; Amos of New York; Trahan of Westchester; Tuckerman of New York; Bloch of New York; Twomey of Kings; Gitlow of Bronx.

#### COMMITTEE ON AFFAIRS OF VILLAGES

Messrs. Blakely of Westchester; Talmage of Suffolk; Allen of Dutchess; McWhinney of Nassau; Wiltsie of Cortland; Thayer of Franklin; Quackenbush of Steuben; Davies of Herkimer; Copeley of Lewis; Lown of Yates; Tyler of Ontario; Patrzykowski of Erie; Nesbitt of Delaware.

#### COMMITTEE ON CANALS

Messrs. McNab of Schenectady; Bewley of Niagara; Judson of Monroe; Crane of Onondaga; Caulfield of Kings; Zimmerman of Erie; Bourke of New York; Johnson of New York; Williams of Oneida; Trahan of Westchester; Burr of Kings; Shannon of Rensselaer; Garfinkel of Bronx.

## COMMITTEE ON EXCISE

Messrs. Miller of Erie; Witter of Tioga; McNab of Schenectady; Quackenbush of Steuben; Gage of Wyoming; Gaylord of Wayne; Richford of Chemung; Graham of Schuyler; Ames of Chautauqua; McCue of New York; McKeon of Kings; McGarry of Queens; Shiplacoff of Kings.

## COMMITTEE ON LABOR AND INDUSTRIES

Messrs. Bewley of Niagara; Talmage of Suffolk; Wells of Genesee; Gaylord of Wayne; Slacer of Erie; Taylor of Erie; Copeley of Lewis; Tyler of Ontario; Voorhees of Sullivan; Mead of Erie; Kennedy of Queens; Havican of New York; Rosenberg of New York.

## COMMITTEE ON REVISION

Messrs. Davis of Montgomery; Harris of Monroe; Fenner of Tompkins; Jenks of Broome; Pierce of Clinton; Martin of Oneida; Lown of Yates; Johnson of New York; McKeon of Kings; Kennedy of Queens; Decker of Queens; Whitehorn of Kings; Orr of Bronx.

## COMMITTEE ON CONSERVATION

Messrs. Talmage of Suffolk; Davis of Montgomery; Kasson of Fulton-Hamilton; Everett of St. Lawrence; Pierce of Clinton; Davies of Herkimer; Cowee of Rensselaer; Showers of Greene; Peck of Rockland; Voorhees of Sullivan; Miller of Bronx; Smith of New York; Morris of Kings.

## COMMITTEE ON COMMERCE AND NAVIGATION

Messrs. Caulfield of Kings; Seelye of Saratoga; Cowee of Rensselaer; Showers of Greene; Brink of Ulster; Malone of Albany; Lattin of Orleans; Bates of New York; Rowe of Erie; McGarry of Queens; Klingmann of Kings; Patrzykowski of Erie; Garfinkel of Bronx.



## COMMITTEE ON CHARITABLE AND RELIGIOUS SOCIETIES

Messrs. Ames of Cattaraugus; Meyer of New York; Gaylord of Wayne; Caulfield of Kings; Davies of Schenectady; Fallon of Westchester; Peck of Rockland; Hamill of New York; Barra of New York; Braun of Kings; Belknap of Westchester; Rosenberg of New York; Claessens of New York.

## COMMITTEE ON PENAL INSTITUTIONS

Messrs. Mead of Orange; Hager of Cayuga; Soule of Onondaga; Gaffers of Albany; Brownlee of Kings; Richford of Chemung; Gardner of Dutchess; Johnson of New York; Davies of Schenectady; Farrell of Kings; Barra of New York; McDonald of Bronx; Gitlow of Bronx.

## COMMITTEE ON MILITARY AFFAIRS

Messrs. Wells of Kings; Welsh of Albany; Taylor of Erie; Crowley of Monroe; Meyer of New York; Slacer of Erie; Hooper of Warren; Prangen of Steuben; Amos of New York; Kiernan of New York; McArdle of Kings; Braun of Kings; Morris of Kings.

## COMMITTEE ON PUBLIC PRINTING

Messrs. Thayer of Franklin; Wheelock of Livingston; Bourke of New York; Crowley of Monroe; Davis of Oneida; Donohoe of Putnam; Franchot of Niagara; Davies of Schenectady; Larney of Kings; Kiernan of New York; Feigenbaum of Kings.

## COMMITTEE ON CLAIMS

Messrs. Cheney of Erie; Brush of Orange; Youker of Kings; Ellenbogen of New York; Pratt of Washington; Snyder of Kings; Fallon of Westchester; Donnelly of Kings; Flynn of Bronx; Havican of New York; Karlin of New York.

## COMMITTEE ON PUBLIC INSTITUTIONS

Messrs. Everett of St. Lawrence; Blakely of Westchester; Judson of Monroe; McWhinney of Nassau; Bloomfield of Otsego; Alvord of Columbia; Snyder of Kings; McKee of Bronx; Winter of New York; Sutherland of Kings; Waldman of New York.

### COMMITTEE ON SOLDIERS' HOME

Messrs. Quackenbush of Steuben; Lord of Chenango; Johnson of Seneca; Wells of Kings; Whitcomb of Broome; Tuckerman of New York; Graham of Schuyler; McElligott of New York; McLoughlin of Bronx; Brackley of Queens; Curley of Richmond.

### COMMITTEE ON RULES

Messrs. Sweet of Oswego; Adler of Monroe; Machold of Jefferson; Malone of Albany; Fearon of Onondaga; Donohue of New York; Farrell of Kings.

### COMMITTEE ON PRINTED AND ENGROSSED BILLS

Messrs. Mitchell of New York; Pratt of Washington; Davies of Herkimer; Ames of Chautauqua; Taylor of Kings; Garfinkel of Bronx.

### COMMITTEE ON SOCIAL WELFARE

Messrs. Dobson of Monroe; Seaker of St. Lawrence; Allen of Dutchess; Duke of Allegany; Burtnett of Westchester; Fitzgerald of Kings; Coles of Nassau; Leininger of Queens; Smith of Kings; Link of Kings; Nesbitt of Delaware; Shiplacoff of Kings; Whitehorn of Kings.

### COMMITTEE ON WAR

Messrs. Kenyon of Essex; Machold of Jefferson; Kasson of Fulton-Hamilton; Welsh of Albany; McGinnies of Chautauqua; Everett of St. Lawrence; Zimmerman of Erie; Wiltsie of Cortland; Davis of Montgomery; Showers of Greene; Franchot of Niagara; Mead of Erie; O'Hare of Queens; Seesselberg of Richmond; Goldberg of New York.

Pursuant to notice, Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the Rules of the Assembly be amended by adding thereto the following:

Mr. Shiplacoff moved to amend said proposed rule as follows:

After the semi-colon following the word "day" in line 8 insert "A clerk to the leader of the minority who shall receive five dollars per day and two stenographers to the leader of the minority each of whom shall receive two dollars and one-half per day.

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said resolution as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hooper	Miller E H	Smith H W
Allen	Davis E C	Jenks	Miller N J	Snyder
Alvord	Decker	Johnson E A	Mitchell	Soule
Ames D H	Dobson	Johnson L W	Morris	Sutherland
Ames H L	Donohoe	Judson	Murphy	Tallett
Amos	Donohue	Karlin	Nesbitt	Talmage
Belknap	Duke	Kennedy	O'Hare	Taylor A
Bewley	Ellenbogen	Kenyon	Orr	Taylor F J
Blakely	Everett	Larney	Parsons	Thayer
Bloomfield	Fallon	Lattin	Patrzykowski	Trahan
Bourke	Farrell	Lord	Peck	Tuckerman
Braun	Feigenbaum	Lown	Pierce	Twomey
Brink	Fenner	Machold	Prangen	Tyler
Brownlee	Fitzgerald	Malone	Pratt	Voorhees
Burr	Flynn	Martin	Quackenbush	Waldman
Burnett	Franchot	McArdle	Richford	Wells L H
Caulfield	Gaffers	McCue	Rosenberg	Welsh
Cheney	Gage	McDonald	Rowe	Wheelock
Claessens	Gardner	McGarry	Seaker	Whitcomb
Coles	Garfinkel	McGinnies	Seelye	Whitehorn
Copeley	Gaylord	McKee	Seesselberg	Williams
Cowee	Gitlow	McKeon	Shannon	Wiltzie
Crane	Graham	McLaughlin	Shiplacoff	Witter
Crowley	Hager	McNab	Showers	Youker
Curley	Harris	McWhinney	Slacer	Zimmerman
Davies A E	Havican	Mead C L	Smith E A	

Mr. Speaker announced the following appointments for the session of 1918:

(See Appendix No. 1)

The Clerk announced the following appointments for the session of 1918:

(See Appendix No. 2)

Mr. Pierce offered for the consideration of the House a resolution, in the words following:

Whereas, The President of the United States, in a message to the Congress of the United States delivered on the 8th day of January, 1918, to the United States Senate and House of Representatives duly assembled, has stated to the peoples of the world

the objects for which the United States of America has entered the present war, and for which we are now fighting, and shall continue to fight until there shall be a successful conclusion of this great struggle; and,

Whereas, We believe that the ends and aims for which the people of the United States are fighting are clearly, unequivocally and unselfishly stated in his message; and,

Whereas, It is the opinion of the Legislature of the State of New York in due session convened that the message so delivered expresses the purpose and position of our country in this conflict, beyond reasonable criticism, doubt, or misunderstanding; therefore, be it,

Resolved, That the Senate and Assembly of the State of New York for the Legislature and on behalf of the people of the State do hereby approve and endorse the statement of aims in the President's message, and do hereby extend to the President of the United States sincere and heart-felt congratulation upon the manner in which he has made clear to the world the attitude of the United States of America in this great world crisis.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Adler, the House adjourned until Thursday, January 10th, at 11 o'clock A. M.

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## THURSDAY, JANUARY 10, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Eighty-second Annual Report of the New York Institute for the Education of the Blind, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adler introduced a bill entitled "An act to amend the Election Law, in relation to time allowed employees to vote at an election" (Int. No. 41), which was read the first time and referred to the committee on the judiciary.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority" (Int. No. 42), which was read the first time and referred to the committee on insurance.

Mr. Seesselberg introduced a bill entitled "An act to amend the Greater New York charter, in relation to the modification or reduction of assessments by the board of estimate and apportionment" (Int. No. 43), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to claims against express companies for property losses" (Int. No. 44), which was read the first time and referred to the committee on the judiciary.

Mr. Brink introduced a bill entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park" (Int. No. 45), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "An act to amend chapter one hundred and ninety-seven of the Laws of eighteen hundred and seventy-three, entitled 'An act incorporating the trustees of the Northern New York Conference of the Methodist Episcopal Church,' generally, entitled 'An act incorporating the trustees of the Northern New York Conference of the Methodist Episcopal Church'" (Int. No. 46), which was read the first time and referred to the committee on the judiciary.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January* 10, 1918.

Resolved, That when the Senate and Assembly adjourn to-day it be to meet on Tuesday, January 15th, at eleven o' clock A. M.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to resolution, the House adjourned until Tuesday, January 15th, at 11 o'clock A. M.

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TUESDAY, JANUARY 15, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Thursday, January 10th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Conrad Popenhusen Association, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Public Service Commission, Second District, which was laid upon the table and ordered printed.

(See Document.)

Mr. Amos introduced a bill entitled "An act to regulate the solicitation of funds and other property for purposes of war aid and war charity during the duration of the war in which the United States is now engaged" (Int. No. 47), which was read the first time and referred to the committee on war.

Mr. Brackley introduced a bill entitled "An act providing for the laying out, opening and improving of a public boulevard across Jamaica bay, from Sheridan avenue, fourth ward, to Beach Channel drive, fifth ward, borough of Queens, in the city of New York, and for defraying the cost of such improvement" (Int. No. 48), which was read the first time and referred to the committee on affairs of cities.

Mr. McGarry introduced a bill entitled "An act to amend the Greater New York charter, in relation to the payment of the cost

of public improvements by incorporating the same in the general tax levy" (Int. No. 49), which was read the first time and referred to the committee on affairs of cities.

Mr. Showers introduced a bill entitled "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof" (Int. No. 50), which was read the first time and referred to the committee on internal affairs.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to license fees for dogs" (Int. No. 51), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units" (Int. No. 52), which was read the first time and referred to the committee on public education.

Also, "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county" (Int. No. 53), which was read the first time and referred to the committee on internal affairs.

Mr. Leininger introduced a bill entitled "An act to amend the Transportation Corporations Law, in relation to prohibiting the charge or collection of rent on electric light meters" (Int. No. 54), which was read the first time and referred to the committee on electricity, gas and water supply.

Also, "An act to amend the Penal Law, in relation to overhearing telephone conversations" (Int. No. 55), which was read the first time and referred to the committee on codes.

Mr. Fearon introduced a bill entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities" (Int. No. 56), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General Business Law, in relation to certificates of registration to practice architecture" (Int. No. 57), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenue from the excise tax in certain cases" (Int. No. 58), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds" (Int. No. 59), which was read the first time and referred to the committee on affairs of cities.

Mr. Murphy introduced a bill entitled "An act to amend the Town Law, in relation to compensation of justices of the peace in certain towns for services in criminal actions or proceedings" (Int. No. 60), which was read the first time and referred to the committee on internal affairs.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Town Law, in relation to the time of the beginning of the term of office of a town superintendent of highways" (Int. No. 61), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to the time of the beginning of the term of office of a town superintendent of highways" (Int. No. 62), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the County Law, in relation to maintenance of patients in county tuberculosis hospitals" (Int. No. 63), which was read the first time and referred to the committee on internal affairs.

Mr. Fearon introduced a bill entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor'" (Int. No. 64), which was read the first time and referred to the committee on ways and means.



Mr. Gardner introduced a bill entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the Delaval Separator Company" (Int. No. 65), which was read the first time and referred to the committee on ways and means.

Mr. Brush introduced a bill entitled "An act providing for the construction of Barge canal terminals at certain places on the Hudson river, and incidental work connected therewith, including the acquisition of property therefor, with a view of improving the commerce of the State, and making an appropriation therefor" (Int. No. 66), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Highway Law, in relation to the construction or improvements of State or county highways" (Int. No. 67), which was read the first time and referred to the committee on internal affairs.

Mr. Claessens introduced a bill entitled "An act to amend the Education Law, in relation to the employment of children in agricultural pursuits and relieving children so employed from school attendance, and providing for credit to pupils who are engaged in military, agricultural and industrial services, by repealing chapter six hundred and eighty-nine of the Laws of nineteen hundred and seventeen" (Int. No. 68), which was read the first time and referred to the committee on public education.

Mr. Feigenbaum introduced a bill entitled "An act to amend the Election Law, in relation to qualifications of voters" (Int. No. 69), which was read the first time and referred to the committee on the judiciary.

The Clerk presented the following communication:

LOCKPORT, N. Y., *January 9, 1918.*

MR. FRED W. HAMMOND, *Clerk, N. Y. State Assembly,*  
*Albany, N. Y.*

DEAR SIR:— Please accept my resignation as principal door-keeper of the Assembly to take effect immediately.

I appreciate the honor bestowed upon me by the House, but on account of sickness in my family I am unable to take up my duties.

Yours very truly,  
CHARLES FUHRMAN.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That Daniel McEachon be and hereby is elected principal doorkeeper of the Assembly for the session of 1918 in place of Charles Fuhrman resigned.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Harris	McNab	Slacer
Allen	Davies A E	Havican	McWhinney	Smith E A
Alvord	Davies E O	Hooper	Mead C L	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson E A	Miller E H	Soule
Amos	Decker	Johnson L W	Miller N J	Sutherland
Bates	Dobson	Judson	Mitchell	Tallett
Belknap	Donnelly	Karlin	Morris	Talmage
Bewley	Donohoe	Kasson	Murphy	Taylor A
Blakely	Donohue	Kennedy	Nesbitt	Taylor F J
Bloch	Duke	Kenyon	O'Hare	Thayer
Bloomfield	Ellenbogen	Larney	Orr	Trahan
Bourke	Everett	Lattin	Peck	Tuckerman
Brackley	Fallon	Link	Pierce	Tyler
Braun	Fearon	Lord	Prangen	Voorhees
Brink	Fenner	Lown	Pratt	Waldman
Brownlee	Fitzgerald	Machold	Quackenbush	Wells F A
Brush	Flynn	Malone	Richford	Welsh
Burtnett	Franchot	Martin	Rosenberg	Wheelock
Caulfield	Gaffers	McArdle	Rowe	Whitcomb
Cheney	Gage	McCue	Seaker	Whitehorn
Claessens	Gardner	McDonald	Seelye	Williams
Coles	Garfinkel	McGarry	Seesselberg	Wiltsie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Graham	McKee	Shiplacoff	Witter
Crane	Hager	McKeon	Showers	Zimmerman
Crowley	Hamill	McLaughlin		

Mr. Donohue offered for the consideration of the House a resolution, in the words following:

Resolved, That Rule 56 of the Assembly be amended as follows:

After the semi-colon following the word "day" in line 17 insert: "A clerk to the minority on the committee on ways and means who shall receive ten dollars per day;".

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Harris	McNab	Slacer
Allen	Davies A E	Havican	McWhinney	Smith E A
Alvord	Davies E O	Hooper	Mead C L	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson E A	Miller E H	Soule
Amos	Decker	Johnson L W	Miller N J	Sutherland
Bates	Dobson	Judson	Mitchell	Tallett
Belknap	Donnelly	Karlin	Morris	Talmage
Bewley	Donohoe	Kasson	Murphy	Taylor A
Blakely	Donohue	Kennedy	Nesbitt	Taylor F J
Bloch	Duke	Kenyon	O'Hare	Thayer
Bloomfield	Ellenbogen	Larney	Orr	Trahan
Bourke	Everett	Lattin	Peck	Tuckerman
Brackley	Fallon	Link	Pierce	Tyler
Braun	Fearon	Lord	Prangen	Voorhees
Brink	Fenner	Lown	Pratt	Waldman
Brownlee	Fitzgerald	Machold	Quackenbush	Wells F A
Brush	Flynn	Malone	Richford	Welsh
Burnett	Franchot	Martin	Rosenberg	Wheelock
Caulfield	Gaffers	McArdle	Rowe	Whitcomb
Cheney	Gage	McCue	Seaker	Whitehorn
Claessens	Gardner	McDonald	Seelye	Williams
Coles	Garfinkel	McGarry	Seelye	Wiltzie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Graham	McKee	Shiplacoff	Witter
Orane	Hager	McKeon	Showers	Zimmerman
Crowley	Hamill	McLaughlin		

Mr. L. H. Wells was excused from the sessions of the week on account of illness.

On motion of Mr. Adler, the House adjourned until Wednesday, January 16th, at 11 o'clock A. M.

## WEDNESDAY, JANUARY 16, 1918

The House met pursuant to adjournment.

Prayer by Rev. A. B. Obenschain.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Department of Agriculture, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Superintendent of Elections, which was laid upon the table and ordered printed.

(See Document.)

Also, the Ninety-third Annual Report of the Managers of the Society for the Reformation of Juvenile Delinquents in the City of New York, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bill:

"An act authorizing the Canal Board to abandon certain canal lands situated in the town of Stillwater, county of Saratoga, State of New York," and authorizing the Commissioners of the Land Office to sell and convey the same to the United States of America" (No. 13, Rec. No. 1), which was read the first time.

On motion of Mr. Seelye, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Mr. Allen introduced a bill entitled "An act to amend the Agricultural Law, in relation to premiums for raising heifer calves" (Int. No. 70), which was read the first time and referred to the committee on agriculture.

Mr. Amos introduced a bill entitled "An act to provide for a moratorium on certain classes of property during the period of the war" (Int. No. 71), which was read the first time and referred to the committee on war.

Mr. Crane introduced a bill entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county" (Int. No. 72), which was read the first time and referred to the committee on internal affairs.

Mr. Franchot introduced a bill entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns'" (Int. No. 73), which was read the first time and referred to the committee on public education.

Mr. McGinnies introduced a bill entitled "An act to enable the owners or mortgagees of lands in the city or town of Dunkirk,

county of Chautauqua and State of New York to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser" (Int. No. 74), which was read the first time and referred to the committee on ways and means.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent" (Int. No. 75), which was read the first time and referred to the committee on penal institutions.

Mr. Seelye introduced a bill entitled "An act to amend the Public Health Law, in relation to reports of officials and employees of the State Department of Health" (Int. No. 76), which was read the first time and referred to the committee on public health.

Also, "An act to amend the County Law, in relation to the employment of county nurses" (Int. No. 77), which was read the first time and referred to the committee on public health.

Mr. F. A. Wells introduced a bill entitled "An act making appropriations for the New York Guard" (Int. No. 78), which was read the first time and referred to the committee on ways and means.

Also, "An act to make available for the New York Guard certain moneys appropriated for the National Guard by chapter one hundred and eighty-one of the Laws of nineteen hundred and seventeen" (Int. No. 79), which was read the first time and referred to the committee on ways and means.

Also, "An act in relation to the militia, constituting chapter thirty-six of the Consolidated Laws" (Int. No. 80), which was read the first time and referred to the committee on military affairs.

Mr. E. O. Davies introduced a bill entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith" (Int. No. 81), which was read the first time and referred to the committee on war.

Mr. Cheney introduced a bill entitled "An act to extend the time for filing existing claims against the State for compensation or damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and giving the Court of Claims jurisdiction" (Int. No. 82), which was read the first time and referred to the committee on claims.

Mr. G. T. Davis introduced a bill entitled "An act to authorize the construction of a new steel bridge with roadway and sidewalks over the Black River canal at Stanwix street in the city of Rome, and making an appropriation therefor" (Int. No. 83), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' in relation to the superintendent of highways and the salary of the mayor" (Int. No. 84), which was read the first time and referred to the committee on affairs of cities.

Also, "An act providing for the building of a bridge across the Black River canal, known as Hillside Change bridge, and making an appropriation therefor" (Int. No. 85), which was read the first time and referred to the committee on ways and means.

Also, "An act providing for the building of a bridge across the Black River canal, known as Hall Farm bridge, and making an appropriation therefor" (Int. No. 86), which was read the first time and referred to the committee on ways and means.

Also, "An act providing for the building of a bridge across the Black River canal, known as Baker bridge, and making an appropriation therefor" (Int. No. 87), which was read the first time and referred to the committee on ways and means.

Also, "An act providing for the building of a bridge across the Black River canal, known as Diefendorf or Tharatt bridge, and making an appropriation therefor" (Int. No. 88), which was read the first time and referred to the committee on ways and means.

Mr. Fearon introduced a bill entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of

the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts" (Int. No. 89), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally" (Int. No. 90), which was read the first time and referred to the committee on affairs of cities.

Mr. Thayer introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits" (Int. No. 91), which was read the first time and referred to the committee on conservation.

Mr. Brush introduced a bill entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes" (Int. No. 92), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Adler introduced a bill entitled "An act to amend the charter of the city of Rochester, generally" (Int. No. 93), which was read the first time and referred to the committee on affairs of cities.

On motion of Mr. Adler, the House adjourned until Thursday, January 17th, at 11 o'clock A. M.

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## THURSDAY, JANUARY 17, 1918

The House met pursuant to adjournment.

Mr. Alder in the chair.

Prayer by Rev. F. A. Flanagan.

On motion of Mr. Machold, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Brink introduced a bill entitled "An act authorizing the board of education of Union Free School District Number Two

of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing" (Int. No. 94), which was read the first time and referred to the committee on public education.

Mr. Copeley introduced a bill entitled "An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in towns" (Int. No. 95), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Highway Law, in relation to the purchase, hire or lease by towns of motor trucks" (Int. No. 96), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Agricultural Law, in relation to branding cheese" (Int. No. 97), which was read the first time and referred to the committee on agriculture.

Mr. Dobson introduced a bill entitled "An act to amend the Tax Law, in relation to the salaries of the transfer tax appraisers in Monroe county" (Int. No. 98), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Donohue introduced a bill entitled "An act to amend the Labor Law, in relation to service of orders and summons upon owners" (Int. No. 99), which was read the first time and referred to the committee on labor and industries.

Also, a bill entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the National government in providing for the National security and defense, to amend the Farms and Markets Law in relation to markets in cities and to transfer the powers and duties conferred on a commission by chapters two hundred and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the powers of the State Food



Commission and the purchase and sale of the necessities of life by municipalities, and making an appropriation therefor" (Int. No. 100), which was read the first time and referred to the committee on ways and means.

Mr. Donohoe introduced a bill entitled "An act to amend the Highway Law, in relation to the time of the beginning of the term of office of a town superintendent of highways" (Int. No. 101), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act to amend the Election Law and the Public Officers Law, in relation to the appointment and terms of commissioners of election and the organization of the board of elections in the city of New York" (Int. No. 102), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend the Penal Law, with respect to crimes against the electoral franchise" (Int. No. 103), which was read the first time and referred to the committee on codes.

Also, a bill entitled "An act to amend the Election Law, in relation to the election officers" (Int. No. 104), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend the Penal Law, with respect to crimes against the electoral franchise" (Int. No. 105), which was read the first time and referred to the committee on codes.

Mr. Murphy introduced a bill entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries" (Int. No. 106), which was read the first time and referred to the committee on affairs of villages.

Mr. Seelye introduced a bill entitled "An act to amend the Public Health Law, in reference to the establishment of county health units" (Int. No. 107), which was read the first time and referred to the committee on public health.

Also, a bill entitled "An act to amend the County Law, authorizing the establishment of a county general hospital" (Int. No. 108), which was read the first time and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend the Public Health Law, in relation to qualifications of local health officers" (Int. No. 109), which was read the first time and referred to the committee on public health.

Mr. Talmage introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the taking of testimony before a police justice, magistrate or justice of the peace" (Int. No. 110), which was read the first time and referred to the committee on codes.

Mr. Taylor introduced a bill entitled "An act to amend the General Business Law, in relation to mattresses, upholstered box-springs and metal bed-springs" (Int. No. 111), which was read the first time and referred to the committee on general laws.

Mr. F. A. Wells introduced a bill entitled "An act to amend the Election Law, in relation to the right of soldiers and sailors to vote in time of war" (Int. No. 112), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend the Military Law, in relation to compensation of employees in armories" (Int. No. 113), which was read the first time and referred to the committee on military affairs.

Mr. Showers introduced a bill entitled "An act to amend the Highway Law, in relation to lights on vehicles" (Int. No. 114), which was read the first time and referred to the committee on internal affairs.

Mr. Machold introduced a bill entitled "An act to appropriate the miscellaneous receipts on account of the improvement of the Erie, Oswego and Champlain canals under chapter one hundred and forty-seven of the Laws of nineteen hundred and three and acts amendatory thereof and supplemental thereto, for the purposes of said improvement" (Int. No. 115), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to appropriate the miscellaneous receipts account of the improvement of the Cayuga and Seneca canals under chapter three hundred and ninety-one of the Laws of nineteen hundred and nine and acts amendatory thereof and supplemental thereto, for the purposes of the said improvement" (Int. No. 116), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, and acts amendatory thereof and supplemental thereto" (Int. No. 117), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to amend the Education Law, in relation to the classification of the members of faculties of the State College for Teachers and of the State Normal Schools and the standardization of the salaries of the members of such faculties" (Int. No. 118), which was read the first time and referred to the committee on public education.

Mr. Lattin introduced a bill entitled "An act making appropriation for paying the assessment, with fees and interest for the brick pavement at the State armory in the village of Medina" (Int. No. 119), which was read the first time and referred to the committee on ways and means.

Mr. Dobson introduced a bill entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes" (Int. No. 120), which was read the first time and referred to the committee on internal affairs.

Mr. Amos introduced a bill entitled "An act to amend chapter one hundred and two of the Laws of eighteen hundred and ninety-three, entitled 'An act to lay out, establish and regulate a public driveway in the city of New York,' in relation to the use of such driveway" (Int. No. 121), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely introduced a bill entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof" (Int. No. 122), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Adler (No. 37,

Int. No. 37), entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Lord, McGinnies, Bloomfield, McElligott.

Also, Assembly bill introduced by Mr. Machold (No. 40, Int. No. 40), entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Lord, McGinnies, Bloomfield, McElligott. which report was agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Fearon (No. 20, Int. No. 20), entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Miller, N. J., Fearson, Davies, G. T., Wells, F. A., Whitcomb, McCue, Miller, E. H.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Machold offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Governor and invite his Excellency to attend the joint session of the Senate and Assembly held in honor of the visiting Serbian Mission.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Machold and McCue.

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and invite that Honorable Body to meet in joint session with the Assembly at twelve o'clock noon for the purpose of greeting the members of the Serbian Mission.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. F. A. Wells and Leininger.

At 11:40 o'clock A. M. the House took a recess of fifteen minutes.

The House again convened.

Mr. Machold, from the committee appointed to invite the Governor to greet the Serbian Mission, reported that His Excellency was pleased to accept the invitation.

Mr. F. A. Wells, from the committee appointed to invite the Senate to meet the Serbian Mission, reported that the Senate was pleased to accept the invitation.

The Senate thereupon appeared in the Assembly Chamber and were shown to seats provided in the well, the Lieutenant-Governor being escorted to the Speaker's rostrum.

His Excellency, the Governor, then appeared and was escorted to the Speaker's rostrum.

The Serbian Mission was then escorted to seats on the platform.

The Lieutenant-Governor, presiding over the joint session, said:

Mr. President, and members of the Serbian Commission: The Senate and Assembly, constituting the co-ordinate branches of the Legislature of this State, have convened in joint session for the purpose of expressing the regard and esteem in which they hold your country and the people whom you represent, and to extend to you a cordial welcome and greeting.

His Excellency, Governor Whitman, has already received you on behalf of the 11,000,000 of people whom he represents as Chief Executive. It would be useless to attempt to find words more fitting than his to express our appreciation of the honor of

your visit here to-day. We cannot, however, forego this opportunity of saying that we are not unmindful of the noble struggles of your ancestors to free your country and your people from the yoke of Mohammedanism and enable them to espouse the teachings and the doctrines of Christianity, nor are we unmindful of the sufferings and sacrifices which have been made to free your country and your people from autocratic domination; nor yet unmindful of the precious blood which drenched your picturesque hills and your fair fields to implant the seeds and cultivate the spirit of freedom and democracy.

It is but natural, therefore, that we who have enjoyed the freedom of religious worship and the blessings of democracy as a heritage from a brave and noble ancestry should feel proud to join hands with you, our Serbian brothers, and in common purpose and in common trench join our millions of brave and loyal men with yours in this great struggle, the most Titanic which the world has ever known, to test the supremacy of right over might and the ascendancy of democracy over autocracy, from which struggle God grant that we shall soon emerge with a victory as glorious as is the cause in which we are engaged.

When the wrongs of militarism started upon their carefully charted course across peaceful lands and seas, leaving death and destruction in their wake, until as a self-respecting people and as a self-respecting nation we could no longer keep our eyes closed to a duty which was obvious, or our ears closed to the pitiful cries of humanity, then it was and then only that 100,000,000 of people were transformed as if by magic from a nation peaceful, prosperous and contented to a nation of fixed jaws, fixed purpose and fixed bayonets.

The institutions breathed into existence and established by Washington, and defended and preserved by Lincoln, were not to be destroyed or even weakened in our day or generation and while within our keeping and under the trusteeship of President Wilson.

And our people whom the militaristic and chauvinistic classes of Central Europe were pleased to look upon as a nation of commercialists and dollar worshippers soon demonstrated that in this land of ours, where thrift and enterprise and success often find their reward measured in millions, — when we speak of loyalty and devotion we speak in the terms of billions; and they shall soon learn that behind this mobilization of finances there has been a mobilization of man and woman power of industrial energy which has reached astounding proportions.

No farm, no factory, no profession, no vocation of men or women have failed to contribute generously and unselfishly to the building of this gigantic war machine. And I am proud to say

that in the contributions the people of this State and the State itself occupies a very conspicuous position. In their contributions to liberty bonds they have been indeed generous; in offering their moral support to the Government's program they have indeed been unfailing; in filling their quota of their best and strongest sons they have been patriotic; and the mothers and the fathers have been stout-hearted and courageous.

We have in this State many instances where patriotic men whose trade relations have hitherto been governed by the laws of competition and business rivalry, and whose skill, inventive genius and experience has hitherto been employed for the benefit of trade relations and trade advantage and trade gain, these men have gathered around a common table to exchange and interchange their views, to lay bare the secret processes in their minds which in normal times would be of incalculable value and gratuitously turned over these to the government in the hope that they might find new uses and develop greater efficiency to meet the needs of these critical days.

This, my friends, is the record of New York, of which we are proud — it is the record thus far — and I know that we can confidently predict that this State and its people will neither fail nor falter in responding to the needs of this country whatever the sacrifices and whatever its demands.

This is the message which we will ask our distinguished visitors to take home to their country and their people, and with it our best wishes that their highest hopes and aspirations for the building of a country and a people useful to itself and to the world, useful in this great move for the democratization of nations all over this Globe, and we wish you and your people God's blessings, God speed and a safe journey home.

Dr. MILENKO VESNITCH, President of the Serbian Commission, then addressed the Joint Assembly as follows:

Governor, Lieutenant Governor, Mr. Speaker, Gentlemen of the Legislature of New York: The great catastrophe which overwhelmed more than three-quarters of our Globe, and which has no precedent in the history of the world, affords us, my friends and myself, the honor of appearing before you to-day.

Serbia has been considered the starting point of this tremendous war, and her representatives have certainly no enviable task when they try to explain the reasons for which men, families, towns, states and countries have been successively drawn into this epochal struggle from which misery, political complications and sufferings in the home are the obvious present results. We are of the nation which more than all others has suffered in this



tragedy and I hope that our martyrdom will cause you to permit us the liberty of frankness and sincerity in explaining the real causes and the necessary conclusions of the war.

The present crisis in Europe and in the world is the necessary and logical consequence of the misleadings of European diplomacy in the beginning of the Nineteenth Century. Inspired by the birth of your great democratic commonwealth the great French Revolution proclaimed among its principles regarding the rights of man the rights of nations to determine their own destinies. The European autocrats concentrated all their forces at the Vienna Congress to undo your work as well as that of France in the interest of freedom for the individual as well as for the nation; and so it happened that since the fatal days of 1815 an incessant fight has been going on with fluctuating vigor in Europe between democracy and autocracy. To protect the former from the pretensions of a Metternich one of your great statesmen was obliged to proclaim a sort of political protection which for nearly a century has been your standard foreign policy, which to all men interested in international politics has been known as the Monroe Doctrine. Trampling under foot the elemental rights of human beings as the European autocrats, the Austrian Emperor and the Prussian King at their head have treated men as animals; they made them a commercial article. Your heroic ancestors had occasion to encounter in their struggle for their liberties and your men whom German Princes had sold to the government that opposed at that time your emancipation. This inadmissible, because immoral, system the Austro-Hungarian and the Prussian governments have extended to whole provinces. They killed and divided among themselves Poland. They stole Schleswig-Holstein from Denmark, a small and weak country. They robbed France of Alsace-Lorraine. They enslavved Bosnia-Herzegovina and they inaugurated this immoral and anti-democratic policy as a system of international policy throughout the whole world which was to be perfected by their exclusive domination of Europe, extended over the richest part of Asia, and concluded by imposing their will on this great and prosperous country.

You remember that already in 1875 Bismarck and Moltke had decided to bleed France again, and that noble and generous country would have undergone a fatal trial, if England and Russia had not prevented the crime.

You also know that since that moment the two Germanic powers have favored complications of the Near-Eastern problem with two parallel objects in view—to weaken Russia on the one hand; on the other to provide new provinces in the Balkans for Germanization.



You are all aware that the Berlin treaty by a turn of irony enslaved the Balkan people instead of emancipating them, and among them my unfortunate country. You also remember that even this was not sufficient for the Teutonic expansion towards the East, and that in 1908 the Serbian provinces of Bosnia-Herzegovina were annexed by the House of Hapsburg.

These flagrant violations of formal and peaceful international conventions guaranteed by the sovereign of Austria-Hungary, was the first manifestation of their theory according to which international treaties were nothing but scraps of paper.

Bethmann-Holweg in defending the monstrous violation of Belgian neutrality did not make any innovation in German policy but simply followed in the steps of his predecessors Metternich, Bismarck, Buelow and Aehrenthal. The great war was decided upon long before the Sarajevo murder. Kaiser Wilhelm is the person most qualified to assert the veracity of this affirmation. Not only did he try to provoke war against France in 1911 and 1913 but I would remind you of the incident in the Agadir and the Zabern affair, but he formally declared in October, 1913, to the gallant King of the Belgians that he would have to make war on France soon, demanding then and there the King's complicity. You also know through the testimony of the great French diplomatist, Jules Cambon, the honest and chivalrous answer given on this occasion by King Albert, as well as the price since paid for this conscientiousness and for this respect of international obligations.

We know that your government and your country have bitterly condemned the cynical aggression against Serbia as well as the brutal violation of Belgian neutrality.

We are also aware of your sympathies with the sufferings and misfortunes of the people in Serbia, in Belgium, in France, in Roumania and in Poland. We had the sure presentiment that you would not for long remain a spectator in this destruction of the fundamental principles of normal existence among nations without placing the weight of your authority in the scales of international morals and political integrity.

Surely the barbarous and premeditated assassinations of defenseless people on the Lusitania and the Sussex have sharpened your human sentiments. Surely the impertinent provisions of the German government in imposing restrictions on steamers sailing under the Stars and Stripes must have been an insult to your national honor. But as surely as I stand before you I am convinced that you had to intervene in this conflict on the day on which you became certain of the real origin and profound causes of this conflagration.

The high principles proclaimed by President Wilson last April have had throughout the world an incomparable effect, not only on account of the eminence of their author, but more especially because they represent the true feeling of this great democracy, and because the nations and government of all belligerents positively know that those principles are backed by the whole resources of your mighty nation. This beneficial confidence has been instilled into the allied nations during the most critical period of the war, at the moment when the Russian support was paralyzed through German intrigue and propaganda.

Gentlemen of the Legislature of New York, there you have the real and profound reasons for the crisis which to-day absorbs the attention of the whole civilized world.

This war will come to an end some day and we should all know what this end will be. I, of course, do not doubt for a single moment that victory will be ours.

My assurance is based on our forces, upon the righteousness of our cause, upon our resolution to vanquish, and especially upon the historical experience that your colors have never yet been unfurled for a cause without bringing back victory in their folds.

All we require is the will which with the co-ordination of our efforts is an absolute guarantee of our attaining the desired result.

But Military victory will not suffice if we are not united in the decision to assure the future of the civilized world. This we will obtain only by first determining the causes which originated this cataclysm, and second by sincerely trying to gain from the lessons taught by our experience for the future.

The Teutonic powers inaugurated this war with the determination to push their activities toward the Near East. The future peace conference will have to erect a barrier strong enough to prevent a repetition of such an undertaking. This result can be brought about only by strengthening the small nations whose vital interests are closely bound up with the rest of the world. In this work the Yugoslavs (Serbs, Croats and Slovans), together with their Slavonic brothers the Czechs, the Slovaks take first place and the Roumanians and Italians are destined to collaborate toward the same end.

This solution, which is the only logical and practical solution, necessitates the restriction of the Hapsburg dynasty to the purely German portion of their territory.

This solution would prevent new wars in Europe, will favor the pacific development of these young and hopeful countries, will assure the interests of all peace-loving nations, and I know what I know when I say that it will be to a very great degree in accordance with the interests of your noble and generous country.

May Providence inspire and help us to conclude such a peace, and no place is more suited for the expression of such a wish than this temple of liberty, constructed by your ancestors and adorned by the motto, which is also ours, "Unite in Liberty or die."

His Excellency, the Governor, the members of the Serbian Mission and the Senate then withdrew from the Assembly Chamber.

On motion of Mr. Machold, the House adjourned until Friday, January 18th, at 11 o'clock A. M.

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### FRIDAY, JANUARY 18, 1918

The House met pursuant to adjournment.

Mr. Malone in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Adler introduced a bill entitled "An act to amend the Highway Law, in relation to the designation of places for the registration of motor vehicles" (Int. No. 123), which was read the first time and referred to the committee on internal affairs.

Mr. Belknap introduced a bill entitled "An act to amend the Agricultural Law, in relation to the disposition of fees for the licensing of dogs" (Int. No. 124), which was read the first time and referred to the committee on agriculture.

Mr. Gaffers introduced a bill entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns,' and reviving the district and union free school systems" (Int. No. 125), which was read the first time and referred to the committee on public education.

Mr. Parsons introduced a bill entitled "An act to amend the Education Law, in relation to the salary of district superintendent" (Int. No. 126), which was read the first time and referred to the committee on public education.

Mr. Machold introduced a bill entitled "An act making an appropriation for payment of costs of construction, advertising, engineering and miscellaneous expenses incurred and to be incurred in connection with the completion of the improvement of the Cayuga and Seneca canals" (Int. No. 127), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor" (Int. No. 128), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Fearon (No. 20, Int. No. 20), entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds."

The bill (No. 20, Int. No. 20) entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to the rate of interest on bonds," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to

acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," having been announced for a second reading,

On motion of Mr. Waldman, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 40, Int. No. 40) entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger," having been announced for a second reading,

On motion of Mr. Waldman, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 13, Rec. No. 1) entitled "An act authorizing the Canal Board to abandon certain canal lands situated in the town of Stillwater, county of Saratoga, State of New York, and authorizing the Commissioners of the Land Office to sell and convey the same to the United States of America," having been announced for a third reading,

On motion of Mr. Waldman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

On motion of Mr. Adler, the House adjourned until Monday, January 21st, at 8:30 P. M.

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### MONDAY, JANUARY 21, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Friday, January 18th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the New York State Commission for the Blind, which was laid upon the table and ordered printed.

(See Document.)

Mr. D. H. Ames introduced a bill entitled "An act to amend the County Law, in relation to compensation of supervisors" (Int. No. 129), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Education Law, in relation to the manner of electing district superintendents of schools" (Int. No. 130), which was read the first time and referred to the committee on public education.

Mr. Fearon introduced a bill entitled "An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds" (Int. No. 131), which was read the first time and referred to the committee on affairs of cities.

Mr. Leininger introduced a bill entitled "An act to amend the Agricultural Law, in relation to keeping or harboring dogs in dwelling houses containing two or more families" (Int. No. 132), which was read the first time and referred to the committee on social welfare.

Mr. Leininger introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to water companies, or persons engaged in furnishing water outside of the city of New York" (Int. No. 133), which was read the first time and referred to the committee on the judiciary.

Mr. E. C. Davis introduced a bill entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a fire-house, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety" (Int. No. 134), which was read the first time and referred to the committee on affairs of cities.

Mr. G. T. Davis introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property of decedent" (Int. No. 135), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to the presumption of death" (Int. No. 136, which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend the Village Law, in relation to time of filing report of village treasurer" (Int. No. 137), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Code of Civil Procedure, in relation to the expenses of commission in proceedings for the appointment of a committee" (Int. No. 138), which was read the first time and referred to the committee on codes.

Mr. Amos introduced a bill entitled "An act to provide for a moratorium on certain classes of property, in favor of soldiers, sailors and marines in the active service of the United States, and their dependents, and in favor of other persons under certain circumstances, during the period of the war" (Int. No. 139), which was read the first time and referred to the committee on war.

Also, "An act to amend the Transportation Corporations Law, in relation to meters or instruments for recording telephone messages or calls" (Int. No. 140), which was read the first time and referred to the committee on the judiciary.

Mr. Karlin introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to evict employees from premises owned by the employer as landlord" (Int. No. 141), which was read the first time and referred to the committee on codes.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to a franchise tax on manufacturing and mercantile corporations" (Int. No. 142), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Tallett introduced a bill entitled "An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof" (Int. No. 143), which was read the first time and referred to the committee on affairs of cities.

Mr. Youker introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to reports of common carriers, railroad corporations, and street railroad corporations" (Int. No. 144), which was read the first time and referred to the committee on the judiciary.



Mr. Welsh introduced a bill entitled "An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf mutes, orphans, and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments to overseers of towns" (Int. No. 145), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act to amend the Greater New York charter, in relation to the publication of certain matters in the City Record" (Int. No. 146), which was read the first time and referred to the committee on affairs of cities.

Mr. Malone introduced a bill entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,' in relation to buildings not included within the provisions of such act" (Int. No. 147), which was read the first time and referred to the committee on internal affairs.

Mr. Bourke introduced a bill entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war" (Int. No. 148), which was read the first time and referred to the committee on the judiciary.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled "An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition, in relation to the method of payment of moneys," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 40, Int. No. 40) entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messengers," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 13, Rec. No. 1) entitled "An act authorizing the Canal Board to abandon certain canal lands situated in the town of Stillwater, county of Saratoga, State of New York, and authorizing the Commissioners of the Land Office to sell and convey the same to the United States of America," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hager	McNab	Slacer
Alvord	Curley	Harris	McWhinney	Smith H W
Ames D H	Davies E O	Havican	Mead C L	Snyder
Ames H L	Davis E C	Jenks	Meyer	Soule
Amos	Davis G T	Johnson E A	Miller E H	Sutherland
Barra	Decker	Johnson L W	Miller N J	Tallett
Bates	Dobson	Judson	Mitchell	Talmage
Belknap	Donohoe	Karlin	Morris	Thayer
Bewley	Donohue	Kasson	Murphy	Trahan
Blakely	Duke	Kenyon	Nesbitt	Tuckerman
Bloch	Everett	Kiernan	Orr	Tyler
Bloomfield	Fallon	Lattin	Parsons	Voorhees
Bourke	Farrell	Leininger	Patrzykowski	Waldman
Brink	Fearon	Lord	Peck	Wells F A
Brownlee	Feigenbaum	Lown	Pierce	Wells L H
Brush	Fenner	Machold	Pratt	Welsh
Burr	Fitzgerald	Malone	Richford	Wheelock
Burnett	Franchot	Martin	Rosenberg	Whitcomb
Caulfield	Gaffers	McCue	Rowe	Whitehorn
Cheney	Gage	McDonald	Seaker	Williams
Claessens	Gardner	McElligott	Seelye	Wiltie
Coles	Gaylord	McGinnies	Seesselberg	Witter
Copeley	Gitlow	McKee	Shannon	Youker
Cowee	Goldberg	McKeon	Shiplacoff	Zimmerman
Crane	Graham	McLaughlin	Showers	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

Mr. Burr offered for the consideration of the House a resolution, in the words following:

Whereas, Our country being at war, in the six months preceding December 1, 1917, one hundred and sixty-five thousand citizens of the State of New York, in all walks of life, have answered the call of our country, and are now serving in the active branches of our army, navy and marine corps of the United States, in most cases outside the boundaries of this State, and a large proportion at a great distance from their homes; and,

Whereas, By reason of deductions necessarily made by the Federal government, and other contributions, the amount of money left to the average enlisted man on any pay day is in many cases so small as to make it impossible for him to visit his home and family during a furlough; now, therefore, be it

Resolved (if the Senate concur), That the finance committee of the Senate and the ways and means committee of the Assembly be and hereby are constituted a committee for the purpose of investigating such situation and conferring with the proper authorities in the United States government, and suggesting to the Legislature at their earliest convenience a proposed method of relief for such situation, so that such soldiers, sailors and marines, in the active service of the United States, will be granted free transportation upon common carriers both by land and water, for the purpose of visiting their homes and families during periods of furlough.

There is hereby appropriated the sum of one thousand (\$1,000) dollars from the contingent fund of the Senate and Assembly for the necessary expenses of such investigation, payable by the clerk of the Senate and Assembly upon vouchers signed by the President of the Senate and the Speaker of the Assembly.

which was referred to the committee on ways and means.

Mr. Meyer offered for the consideration of the House a resolution, in the words following:

Whereas, The House of Representatives has passed by the requisite two-thirds vote a resolution submitting to the Legislatures of the States for their ratification an amendment to the United States Constitution abolishing the sex qualification for suffrage; and,

Whereas, The voters of the State of New York on the 6th day of November, 1917, by an overwhelming majority adopted a constitutional amendment conferring equal suffrage upon women; and,

Whereas, The resolution, heretofore referred to, submitting to the Legislatures of the States for their ratification the amend-

ment to the United States Constitution removing the sex qualification for suffrage is now before the United States Senate and must there receive favorable action before the amendment is referred to the State Legislatures for their ratification; now, therefore, be it

Resolved (if the Senate concur), That the United States Senate be and it is hereby respectfully requested to act immediately and favorably upon said resolution; and be it further

Resolved, That the Senators representing the State of New York in the United States Senate be and they are hereby requested to voice the expressed will of the people of this State by voting for and doing all in their power to secure the immediate passage of said resolution by the requisite two-thirds vote; and be it further

Resolved, That the Secretary of State be and he is hereby directed to transmit copies of this resolution to the United States Senate and to the Senators representing this State therein.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a joint committee of the Senate and Assembly be hereby created to consist of three members of the Senate, to be appointed by the President of the Senate, and four members of the Assembly, to be appointed by the Speaker of the Assembly, to be known as the soldiers' welfare committee whose duty it shall be to look after the welfare and interests of the soldiers and sailors who have gone into the service of the United States from the State of New York, to receive and consider complaints and suggestions in respect thereof, and recommend such legislation or take such action concerning the same as the committee may deem proper.

Resolved, That such committee be hereby authorized to choose from its members a chairman, employ such persons as may be needed in the performance of its duties, sit within and outside of the city of Albany, subpoena and compel the attendance of witnesses, and otherwise have all the powers of a legislative committee as provided by the Legislative Law, including the adoption of rules for the conduct of its proceedings.

Resolved, That the expenses of such committee, not exceeding one thousand dollars, shall be payable from the contingent fund of the Legislature on the certificate of the chairman of the committee and the approval of the Temporary President of the Senate or the Speaker of the Assembly.

which was referred to the committee on ways and means.

Mr. Belknap offered for the consideration of the House a resolution, in the words following:

Whereas, The equal suffrage amendment to the Constitution having been adopted by the House of Representatives now awaits action by the United States Senate; and,

Whereas, the President has urged Congress to support this amendment 'As an act of right and justice to the women of the country and of the world;' and,

Whereas, The people of the State of New York have by referendum vote approved and adopted equal suffrage and have applied this reform to our State Constitution; therefore, be it

Resolved (if the Senate concur), That we, the Legislature of the State of New York, do respectfully urge our Senators in Congress to do all in their power to promote the speedy passage of the equal suffrage amendment.

Further Resolved, That a copy of this resolution be transmitted in due form to United States Senators James W. Wadsworth, Jr., and William M. Calder.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Goldberg offered for the consideration of the House a resolution, in the words following:

Whereas, Two hundred and thirty-three ships in New York harbor containing food, munitions and supplies for our soldiers abroad and for our allies; and,

Whereas, It became absolutely necessary to get these ships away to relieve the congestion at the ports and upon the railways and necessary to move great quantities of food and necessary that our people should be warmed in their homes if nowhere else; and,

Whereas, It became necessary to relieve this great congestion and supply these requirements to issue an order, making provisions for a more adequate supply of fuel for railroads, domestic consumers, public utilities and for uses necessary to the national security, by H. A. Garfield, United States Fuel Administrator; and,

Whereas, The lives of our people, their happiness and future prosperity is absolutely dependent upon the most rigid adherence to not only the letter but the spirit of Mr. Garfield's order; therefore, be it

Resolved, That the Assembly of the State of New York call upon the ever-sacrificing and law-abiding citizens of the Empire State to lend their every aid and assistance to the strict enforcement of Mr. Garfield's order for fuel conservation, let none of us

be too weak, let none of us be too strong, let none of us be too poor, let none of us be too rich, but let all of us be sufficiently brave to lend such aid to the enforcement of Mr. Garfield's order so that by our example we can show the world that the Empire State is more than an Empire State in name only; and, be it further

Resolved, That a copy of this resolution be sent to Hon. Woodrow Wilson, President of the United States, and to H. A. Garfield, United States Fuel Administrator.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Whereas, There is a movement now on foot to raise money in America to be used in rebuilding destroyed French cities and towns; and,

Whereas, The New York State Legislature, realizing that such a project voices the sentiments of millions of loyal Americans in declaring that the United States owes a long standing debt of gratitude and affection to the French Republic, and that there is no more fitting way to pay part of this debt than by giving liberal aid to distressed French communities; therefore, be it

Resolved, That the New York State Legislature most heartily indorses this splendid undertaking and urges all citizens to lend their aid to France just as she lent us the aid of her wealth and men in the trouble and perilous times of our struggling republic by maintaining with arms the liberties and democratic institutions which we have ever since possessed and endured.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Rosenberg offered for the consideration of the House a resolution, in the words following:

Whereas, A vote on the national woman suffrage amendment is now pending in the United States Senate; and,

Whereas, The people of the State of New York voted by a substantial majority, on November 6, 1917, in favor of the enfranchisement of women; and,

Whereas, A grave injustice to women will be righted by the adoption of the national suffrage amendment; now, therefore, be it

Resolved, That we, the Assembly of the State of New York, memorialize the United States Senate in general, and the Senators

representing New York State in particular, to vote in favor of the national woman suffrage amendment. Be it further

Resolved, That a copy of this resolution be forwarded to each of the Senators of the United States Senate.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Whitehorn offered for the consideration of the House a resolution, in the words following:

Whereas, The National Fuel Administration, as a means of relieving the existing fuel crisis, has issued an order closing practically all industrial plants east of the Mississippi river, except those concerned in the production of food, for a period of five consecutive days and one working day per week for nine weeks thereafter; and,

Whereas, The effect of this order will be to deprive millions of working people of the means to purchase food, fuel, and other necessities of life, thereby causing them an amount of suffering greater than that which the order purports to relieve; and,

Whereas, The responsibility for the fuel crisis does not in any degree rest upon the working people of the nation, but is due to the failure of those who dominate the industries of the nation, as well as of the public authorities, to use due forethought for safeguarding the people's welfare in advance; and,

Whereas, A resolution has been introduced by Congressman London of New York, providing for an appropriation of one hundred million (\$100,000,000) dollars to reimburse the workers of the nation for the loss in wages, resulting from this order; therefore, be it

Resolved, That we, the Assembly of the State of New York, urge the members of Congress in general and the representatives of New York in particular to vote in favor of said resolution.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Waldman offered for the consideration of the House a resolution, in the words following:

Whereas, The governments of the principal belligerent nations have yielded to the popular demand for a statement of their respective war aims, thus opening the way for negotiations for an early, general and democratic peace; and,

Whereas, The continuation of the war may so sap the vitality of the peoples of the nations of the world as to make them unfit to resist reaction, autocracy, and militarism, and may implant such a reckless disregard for human life that civilization itself may receive an irreparable injury; and,

Whereas, The peoples of all nations are yearning for an early, general and democratic peace; therefore, be it

Resolved, That we, the members of the Assembly of the State of New York, memorialize the President of the United States that he, as the representative of one of the leading nations in this conflict, use his influence, together with the government of the new Russian Democracy, to convoke a peace conference on some neutral territory best suited for all concerned; and be it further

Resolved, That, in order to strengthen the popular opposition to the imperial German government to the end that junkerdom may be overthrown, we also memorialize the Congress of the United States to communicate directly with the representatives of the German people in the Reichstag, inviting them to send duly accredited delegates to this peace conference; and be it further

Resolved, That copies of this resolution be sent to the President of the United States, to each member of the Cabinet and Congress, and to each State Legislature in the Union.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Waldman gives notice that he will call up his resolution next Monday.

Mr. Rosenberg gives notice that he will call up his resolution on Monday next.

Mr. Whitehorn gives notice that he will call up his resolution introduced on January 21, 1918, and asks that the same appear on the calendar of next Monday's session.

Mr. Meyer gives notice that he will on Monday, January 28th, call up his resolution in relation to suffrage introduced this day.

Mr. Belknap hereby gives notice that he will call up for debate on Monday evening, January 28th, resolution introduced by him on January 21st, relating to woman suffrage.

Mr. Prangen was excused from the sessions of the week on account of illness.

Mr. Quackenbush was excused on account of illness.

On motion of Mr. Adler, the House adjourned until Tuesday, January 22d, at eleven o'clock A. M.



## TUESDAY, JANUARY 22, 1918

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Leitzell.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Coles introduced a bill entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same" (Int. No. 149), which was read the first time and referred to the committee on the judiciary.

Also, "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village" (Int. No. 150), which was read the first time and referred to the committee on the judiciary.

Mr. Curley introduced a bill entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences" (Int. No. 151), which was read the first time and referred to the committee on the judiciary.

Mr. Goldberg introduced a bill entitled "An act to amend the Penal Law, in relation to permitting athletic games on Sunday" (Int. No. 152), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Transportation Corporations Law, in relation to bus fares to be charged by certain companies in cities of the first class" (Int. No. 153), which was read the first time and referred to the committee on affairs of cities.

Mr. Pierce introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors in Clinton county" (Int. No. 154), which was read the first time and referred to the committee on internal affairs.

Mr. E. A. Smith introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions" (Int. No. 155), which was read the first time and referred to the committee on the judiciary.



Also, "An act to amend the Code of Criminal Procedure, in relation to pleading in indictment for swindling by means of confidence game" (Int. No. 156), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to swindling" (Int. No. 157), which was read the first time and referred to the committee on codes.

Mr. D. H. Ames introduced a bill entitled "An act to amend the Election Law, in relation to registration books, certificates and instructions" (Int. No. 158), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to registration cards" (Int. No. 159), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to organization of boards of inspectors" (Int. No. 160), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to challenge affidavits" (Int. No. 161), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to filing papers relating to the election" (Int. No. 162), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to clerks and stenographers of boards of election" (Int. No. 163), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to the distribution of ballots and stationery" (Int. No. 164), which was read the first time and referred to the committee on the judiciary.

Mr. Barra introduced a bill entitled "An act to repeal chapter five hundred and seventy-nine of the Laws of nineteen hundred and fifteen, entitled 'An act extending and developing the reformatory and correctional functions of workhouses, penitentiaries and reformatories under the jurisdiction of departments of correction in cities of the first class, providing for the sentence, commitment, parole, conditional discharge and reapprehension of persons com-

mitted to such institutions and for the establishment of a parole commission in such cities" (Int. No. 165), which was read the first time and referred to the committee on affairs of cities.

Mr. Sutherland introduced a bill entitled "An act to release to Emma Gallagher, Olive Gallagher, Viola Gallagher and John Roy Gallagher all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of Brooklyn, county of Kings, city and State of New York" (Int. No. 166), which was read the first time and referred to the committee on ways and means.

Also, "An act to authorize the Commissioners of the Land Office to grant to the city of New York certain lands under the waters of the Atlantic ocean, adjacent to the shore of Coney Island, and authorizing and empowering the city of New York to lay out on the map or plan thereof, over the waters of the Atlantic ocean, a board walk and jetties or groynes, as now laid out on a certain map entitled 'Amended plan for the improvement and protection of the sea coast of Coney Island, borough of Brooklyn, city of New York, dated January eighteenth, nineteen hundred and seventeen,' and also a recreation beach, and to acquire title for the construction of same and to accept deeds of cession therefor, and providing and authorizing for the construction and maintenance thereof" (Int. No. 167), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to public service districts" (Int. No. 168), which was read the first time and referred to the committee on the judiciary.

Mr. Nesbitt introduced a bill entitled "An act to amend the Education Law, in relation to district quotas of school moneys" (Int. No. 169), which was read the first time and referred to the committee on public education.

Mr. E. A. Johnson introduced a bill entitled "An act to amend the Education Law, in relation to the unlawful employment of children" (Int. No. 170), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to prohibited employment and hours of labor of children under the

age of sixteen years" (Int. No. 171), which was read the first time and referred to the committee on labor and industries.

Mr. Thayer introduced a bill entitled "An act defining the employment of James Ahern, as forest ranger to the Conservation Commission, on April thirtieth nineteen hundred and seventeen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof" (Int. No. 172), which was read the first time and referred to the committee on conservation.

Mr. Fitzgerald introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article fourteen of the Constitution, in relation to amendments to the United States Constitution" (Int No. 173), which was read the first time and referred to the committee on the judiciary.

Mr. H. C. Mitchell introduced a bill entitled "An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies" (Int. No. 174) which was read the first time and referred to the committee on insurance.

Mr. Richford introduced a bill entitled "An act to amend the General Highway Traffic Law, in relation to permits for the use of bicycles on sidewalks" (Int. No. 175), which was read the first time and referred to the committee on internal affairs.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Gardner (No. 42, Int. No. 42), entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Mitchell, Crowley, Brownlee, McArdle, Copeley.

which report was agreed to, and said bill placed on the order of second reading.

Mr. C. L. Mead, from the committee on penal institutions, to which was referred Assembly bill introduced by Mr. C. L. Mead (No. 75, Int. No. 75), entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Mead, Hagar, Soule, Gaffers, Gardner, Johnson, E. A., Farrell, Barra. which report was agreed to, and said bill placed on the order of second reading.

Mr. Thayer offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed during the session for the use of the Assembly additional copies of Senate and Assembly bills as follows: Two hundred copies of each local Senate bill, 300 copies of each local Assembly bill, 500 copies of each general Senate bill, 800 copies of each general Assembly bill.

which was referred to the committee on public printing.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 21, 1918.*

Whereas, There is a movement now on foot to raise money in America to be used in rebuilding the destroyed cities and towns of France; and,

Whereas, The New York State Legislature, realizing that such a project voices the sentiments of millions of loyal Americans in declaring that the United States owes a long standing debt of gratitude and affection to the French Republic, and that there is no more fitting way to pay some part of this debt than by giving liberal aid to distressed French communities; therefore, be it

Resolved (if the Assembly concur), That the New York State Legislature most heartily endorse this splendid undertaking and urges all citizens to lend their aid to France, just as she lent us the aid of her wealth and men in the perilous times of our own struggling Republic.

By order of the Senate,  
ERNEST A. FAY  
*Clerk.*

which was referred to the committee on war.

The bill (No. 20, Int. No. 20) entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds," was read the third time, having been printed and upon the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McLaughlin	Slacer
Allen	Davies A E	Havican	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Decker	Johnson E A	Meyer	Sutherland
Amos	Dobson	Johnson L W	Miller E H	Tallett
Barra	Donohoe	Judson	Miller N J	Talmage
Belknap	Donohue	Karlin	Mitchell	Taylor A
Bewley	Duke	Kasson	Morris	Thayer
Blakely	Everett	Kennedy	Murphy	Trahan
Bloomfield	Fallon	Kenyon	Nesbitt	Tuckerman
Bourke	Farrell	Kiernan	Orr	Tyler
Brackley	Fearon	Lattin	Parsons	Voorhees
Brink	Feigenbaum	Leininger	Peck	Waldman
Brownlee	Fenner	Lord	Pierce	Wells F A
Brush	Fitzgerald	Lown	Pratt	Wells L H
Burr	Franchot	Machold	Richford	Welsh
Burnett	Gaffers	Malone	Rosenberg	Wheelock
Caulfield	Gage	Martin	Rowe	Whitcomb
Oheney	Gardner	McCue	Seaker	Whitehorn
Claessens	Gaylord	McDonald	Seelye	Williams
Coles	Gitlow	McElligott	Seesselberg	Wiltzie
Copeley	Goldberg	McGinnies	Shannon	Witter
Cowee	Graham	McKee	Shiplacoff	Youker
Crane	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the bill (No. 20, Int. No. 20) entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds," with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

On motion of Mr. Adler, the House adjourned until Wednesday, January 23d, at 11 o'clock A. M.

## WEDNESDAY, JANUARY 23, 1918

The House met pursuant to adjournment.

Prayer by Rev. A. J. Drew, Rensselaer.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bill:

"An act to make available for the New York Guard certain moneys appropriated for the National Guard by chapter one hundred and eighty-one of the Laws of nineteen hundred and seventeen" (No. 27, Rec. No. 2), which was read the first time.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on ways and means.

Mr. D. H. Ames introduced a bill entitled "An act to amend the Election Law, generally" (Int. No. 176), which was read the first time and referred to the committee on the judiciary.

Mr. McNab introduced a bill entitled "An act to provide for the prohibition of the manufacture and sale of alcoholic liquors for beverage purposes during the period of the war with Germany and Austria-Hungary and one year thereafter; and for the enforcement of such prohibition" (Int. No. 177), which was read the first time and referred to the committee on war.

Mr. Rowe introduced a bill entitled "An act to amend the Judiciary Law, in relation to application for admission to practice law by certain persons in the military or naval service of the United States" (Int. No. 178), which was read the first time and referred to the committee on the judiciary.

Mr. Shannon introduced a bill entitled "An act to amend the Judiciary Law, in relation to qualifications of jurors" (Int. No. 179), which was read the first time and referred to the committee on the judiciary.

Mr. Snyder introduced a bill entitled "An act to amend the Election Law, in relation to party organization and designations for the primary" (Int. No. 180), which was read the first time and referred to the committee on the judiciary.

Mr. Twomey introduced a bill entitled "An act to amend the General Municipal Law, in relation to regulations governing the

granting of allowances by local boards of child welfare" (Int. No. 181), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Public Officers Law, in relation to the appointment and qualification of public officers" (Int. No. 182), which was read the first time and referred to the committee on the judiciary.

Mr. Whitehorn introduced a bill entitled "An act to abolish the death penalty in the State of New York" (Int. No. 183), which was read the first time and referred to the committee on codes.

Mr. Thayer introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases" (Int. No. 184), which was read the first time and referred to the committee on codes.

Mr. Garfinkel introduced a bill entitled "An act to amend the Military Law, in relation to a military training commission and to military and disciplinary training by repealing chapter five hundred and sixty-six of the Laws of nineteen hundred and sixteen" (Int. No. 185), which was read the first time and referred to the committee on military affairs.

Mr. Decker introduced a bill entitled "An act to amend the Greater New York charter, in relation to foreclosure of tax lien" (Int. No. 186), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Code of Civil Procedure, in relation to proceedings supplementary to an execution against property" (Int. No. 187), which was read the first time and referred to the committee on codes.

Mr. Thayer introduced a bill entitled "An act to repeal sections fifty-three and fifty-four of the Agricultural Law, in relation to the purchase of butterine and similar products by State and municipal institutions" (Int. No. 188), which was read the first time and referred to the committee on agriculture.

Mr. Machold introduced a bill entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs" (Int. No. 189), which was read the first time and referred to the committee on ways and means.



Mr. Gardner introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them" (Int. No. 190), which was read the first time and referred to the committee on ways and means.

Mr. Curley introduced a bill entitled "An act to amend the Greater New York charter, in relation to sales of tax liens" (Int. No. 191), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Tax Law, in relation to the salary of transfer tax clerk in the surrogate's court, Richmond county" (Int. No. 192), which was read the first time and referred to the committee on internal affairs.

Also, "An act to repeal chapter eight hundred and three of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Public Service Commissions Law, in relation to regulating the number of passengers to be carried on any street car, in certain cities'" (Int. No. 193), which was read the first time and referred to the committee on affairs of cities.

Mr. Brownlee introduced a bill entitled "An act to amend the Insurance Law, in relation to completion of organization of mutual automobile accident insurance companies" (Int. No. 194), which was read the first time and referred to the committee on insurance.

Mr. McCue introduced a bill entitled "An act establishing a State athletic commission, regulating boxing and sparring in the State of New York" (Int. No. 195), which was read the first time and referred to the committee on the judiciary.

Mr. Rowe introduced a bill entitled "An act to amend the Agricultural Law, in relation to punishment for failure to procure a dog license" (Int. No. 196); which was read the first time and referred to the committee on agriculture.

Mr. McGinnies introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors" (Int. No. 197), which was read the first time and referred to the committee on codes.



Also, "An act to amend the Town Law, in relation to the compensation of election officers" (Int. No. 198), which was read the first time and referred to the committee on internal affairs.

Mr. Slacer introduced a bill entitled "An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof" (Int. No. 199), which was read the first time and referred to the committee on the judiciary.

Mr. Graham introduced a bill entitled "An act to revise, amend and consolidate the charter of the village of Watkins" (Int. No. 200), which was read the first time and referred to the committee on affairs of villages.

Mr. Soule introduced a bill entitled "An act to amend the Conservation Law, in relation to jurisdiction of courts in criminal cases" (Int. No. 201), which was read the first time and referred to the committee on conservation.

Mr. Lord introduced a bill entitled "An act to amend the General Business Law, in relation to the application of the article relating to monopolies" (Int. No. 202), which was read the first time and referred to the committee on general laws.

Mr. Donohue introduced a bill entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessaries of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the storage and sale of ice by the commission" (Int. No. 203), which was read the first time and referred to the committee on agriculture.

Mr. Gage introduced a bill entitled "An act to amend the Highway Law, in relation to the time of the beginning of the

term of office of a town superintendent of highways" (Int. No. 204), which was read the first time and referred to the committee on internal affairs.

Mr. Gaffers introduced a bill entitled "An act to revise the charter of the city of Watervliet" (Int. No. 205), which was read the first time and referred to the committee on affairs of cities.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Witter (No. 51, Int. No. 51), entitled "An act to amend the Agricultural Law, in relation to license fees for dogs," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Witter, Allen, Tallett, Ames, D. H., Cowee, Gage, Soule, Lattin, Parsons. which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Adler (No. 37, Int. No. 37), entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys."

Also, the bill introduced by Mr. Machold (No. 40, Int. No. 40), entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 121, Int. No. 121) entitled "An act to amend chapter one hundred and two of the Laws of eighteen hundred and ninety-three, entitled 'An act to lay out, establish and regulate a public driveway in the city of New York,' in relation to the use of such driveway."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Amos moved to amend as follows:

Page 2, line 4, place bracket before the word "but".

Line 7, place bracket after the word "damages", and strike out all italicised matter in lines 7, 8, 9, 10 and 11.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That unless otherwise specially ordered the hours of daily meeting of the Assembly be as follows: On Mondays at eight-thirty o'clock P. M.; on Tuesdays, Wednesdays, Thursdays and Fridays at eleven o'clock A. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 42, Int. No. 42) entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 75, Int. No. 75) entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent," was read the second time.

On motion of Mr. C. L. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Adler, the House adjourned.

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## THURSDAY, JANUARY 24, 1918

The House met pursuant to adjournment.

Prayer by Rev. W. W. Eaton, Schoharie.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 23, 1918*

Resolved (if the Assembly concur), That the joint committee of the Legislature appointed by resolution of April 24, 1915, to investigate Niagara River Water Power, etc., be extended and continued for the purpose only of submitting its report to and including the 11th day of February, 1918.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

which was referred to the committee on ways and means.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 23, 1918*

Resolved (if the Assembly concur), That the joint legislative committee appointed to investigate and examine in relation to the sale and distribution of habit forming drugs be and hereby is empowered to continue its investigations and to submit its report to the Legislature on or before March 1, 1918.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

which was referred to the committee on ways and means.

Mr. D. H. Ames introduced a bill entitled "An act to amend the Education Law, in relation to the method of giving instruction in physical training and discipline in the schools of the State" (Int. No. 206), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns" (Int. No. 207), which was read the first time and referred to the committee on internal affairs.

Mr. Bloch introduced a bill entitled "An act to amend chapter five hundred and seventy-nine of the Laws of nineteen hundred and fifteen, entitled 'An act extending and developing the reformatory and correctional functions of workhouses, penitentiaries and reformatories under the jurisdiction of the department of correction in cities of the first class, providing for the sentence, commitment, parole, conditional discharge and reapprehension of per-

sons committed to such institutions and for the establishment of a parole commission in such cities,' in relation to the parole commission" (Int. No. 208), which was read the first time and referred to the committee on affairs of cities.

Mr. Cheney introduced a bill entitled "An act to amend the Insurance Law, in relation to rebating and discriminations" (Int. No. 209), which was read the first time and referred to the committee on insurance.

Mr. Farrell introduced a bill entitled "An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' in relation to the salary of the assistant deputy sheriffs" (Int. No. 210), which was read the first time and referred to the committee on internal affairs.

Mr. Gaylord introduced a bill entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs, determination of damages caused by dogs, and disposition of fees" (Int. No. 211), which was read the first time and referred to the committee on agriculture.

Mr. Lord introduced a bill entitled "An act to amend the Highway Law, in relation to the purchase or leasing of motor trucks" (Int. No. 212), which was read the first time and referred to the committee on internal affairs.

Mr. Martin introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article two of the Constitution, in relation to absent voters" (Int. No. 213), which was read the first time and referred to the committee on the judiciary.

Mr. Seelye introduced a bill entitled "An act to amend the Election Law, in relation to salaries of deputy superintendents of elections" (Int. No. 214), which was read the first time and referred to the committee on the judiciary.

Mr. Tallett introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county" (Int. No. 215), which was read the first time and referred to the committee on codes.

Mr. A. Taylor introduced a bill entitled "An act to amend sec-

tion seventeen hundred and seventy-two, chapter fifteen, title one, article four of the Code of Civil Procedure" (Int. No. 216), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Transportation Corporation Law, in relation to the payment of capital stock of navigation corporations" (Int. No. 217), which was read the first time and referred to the committee on the judiciary.

Mr. Zimmerman introduced a bill entitled "An act to authorize the construction of a hydro-electric power plant at Niagara Falls" (Int. No. 218), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Town Law, in relation to the compensation of town clerks in Erie county" (Int. No. 219), which was read the first time and referred to the committee on internal affairs.

Also, "An act making provision for issuing bonds to an amount not exceeding three million dollars, for the use of the Commissioners of the State Reservation at Niagara, in constructing and equipping a hydro-electric power plant on such reservation, and providing for a submission of the same to the people, to be voted on at the general election to be held in the year nineteen hundred and eighteen" (Int. No. 220), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Public Lands Law, in relation to the powers and duties of the Commissioners of the State Reservation at Niagara" (Int. No. 221), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to publication of notice of sale of real property" (Int. No. 222), which was read the first time and referred to the committee on codes.

Mr. Whitcomb introduced a bill entitled "An act to amend the County Law, in relation to providing for an annual budget" (Int. No. 223), which was read the first time and referred to the committee on internal affairs.

Mr. Orr introduced a bill entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy, as to work-

ing hours and sleeping apartments in pharmacies and drug stores" (Int. No. 224), which was read the first time and referred to the committee on public health.

Mr. Seaker introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the compensation of the treasurer as collector, ex-officio" (Int. No. 225), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to sprinkling the streets" (Int. No. 226), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to financial regulations and restrictions" (Int. No. 227), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to clearing sidewalks of snow and ice" (Int. No. 228), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation



to the improvement or extension of the water works" (Int. No. 229), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold introduced a bill entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' in relation to the salary of the city judge" (Int. No. 230), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' in relation to compensation of assessors" (Int. No. 231), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General Highway Traffic Law, in relation to granting jurisdiction to courts of special sessions over violations of speed regulations" (Int. No. 232), which was read the first time and referred to the committee on internal affairs.

Mr. Feigenbaum introduced a bill entitled "An act to amend the Penal Law, in relation to employment of armed men to act as policemen or peace officers" (Int. No. 233), which was read the first time and referred to the committee on codes.

Mr. Whitcomb introduced a bill entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton" (Int. No. 234), which was read the first time and referred to the committee on public education.

Mr. Judson introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for grouse" (Int. No. 235), which was read the first time and referred to the committee on conservation.

Mr. Karlin introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the election of city magistrates" (Int. No. 236), which was read the first time and referred to the committee on codes.

Mr. Kenyon introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article seven of the Constitution, in relation to the use



of lands and timber in the forest preserve for fuel or domestic purposes and for roads and trails" (Int. No. 237), which was read the first time and referred to the committee on the judiciary.

Also, "An act to renew the franchise of the ferry from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain" (Int. No. 238), which was read the first time and referred to the committee on commerce and navigation.

Also, "An act to provide for the appointment of a commission to investigate the matter of titles to lands claimed adversely to the State in counties containing portions of the forest preserve, and to report its proceedings together with its recommendations in relation thereto to the Legislature" (Int. No. 239), which was read the first time and referred to the committee on ways and means.

Mr. L. W. Johnson introduced a bill entitled "An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers" (Int. No. 240), which was read the first time and referred to the committee on general laws.

Mr. Karlin introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the election of justices of the court of special sessions" (Int. No. 241), which was read the first time and referred to the committee on codes.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Murphy (No. 106, Int. No. 106), entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, McWhinney, Wiltsie, Thayer, Copeley, Lown, Tyler, Nesbitt. which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. C. L. Mead (No. 75, Int. No. 75), entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent."

Also, the bill introduced by Mr. Gardner (No. 42, Int. No. 42), entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority."

Also, the bill introduced by Mr. Witter (No. 51, Int. No. 51), entitled "An act to amend the Agricultural Law, in relation to license fees for dogs," reported the same without recommendations, which report was agreed to, and said bills, ordered engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority." (No. 42, Int. No. 42.)

"An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent." (No. 75, Int. No. 75.)

"An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys." (No. 37, Int. No. 37.)

"An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger." (No. 40, Int. No. 40.)

Mr. Cowee offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 57, Int. No. 57) entitled "An act to amend the General Business Law, in relation to certificates of registration to practice architecture."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Cowee moved to amend as follows:

Page 2, line 7, before "resides" insert a bracket "[", after "or" insert a bracket "]".

Line 8, strike out "age, office and" and insert in italics "residence, place and date of birth and".

Line 9, strike out "date and" and insert in italics "source". After "number" insert in italics "and date".

Strike out line 13.

Line 4, strike out "the date of its issue" and insert in italics "of the above facts".

Line 22, strike out "The county clerk" and insert in italics "which affidavit".

Line 23, before "preserve" insert in italics "be", change "preserve" to "preserved", in italics strike out "such affidavit"; strike out "and" and insert in italics "by the county clerk. The county clerk shall indorse or stamp on the license the date and his name preceded by the words 'registered as authority to practice as a registered architect, in the clerk's office of ..... county'; and".

Page 3, line 12, change "3" to "4" in italics.

Between lines 11 and 12 insert in italics "3. An architect having duly registered to practice as a registered architect in one county and removing his practice or a part thereof to another county or regularly engaging in practice or opening an office in another county, shall show or send, by registered mail, to the clerk of such other county, his certificate of registration. If such certificate clearly shows that the original registration was duly issued under seal by the Board of Regents, the clerk shall thereupon register the applicant in the latter county on receipt of a fee of twenty-five cents and shall stamp or indorse on such certificate the date and his name, preceded by the words 'Registered also in ..... county,' and return the certificate to the applicant."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Cowee, said bill was ordered reprinted and recommitted to said committee.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 122, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of

the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced, Mr Blakely moved to amend as follows:

Page 4, line 22, after the word "clerk" insert "[ ".

Page 4, line 27, after the word "be" insert " ] ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Blakely, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 51, Int. No. 51) entitled "An act to amend the Agricultural Law, in relation to license fees for dogs," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Adler, the House adjourned.

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## FRIDAY, JANUARY 25, 1918

The House met pursuant to adjournment.

Mr. Pratt in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. F. A. Wells, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. McGinnies introduced a bill entitled "An act to amend the Town Law, generally" (Int. No. 242), which was read the first time and referred to the committee on internal affairs.

Mr. Judson introduced a bill entitled "An act to amend the Education Law, in relation to instruction in physical training" (Int. No. 243), which was read the first time and referred to the committee on public education.

Mr. Hammill introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article three of the Constitution, in relation to living wages to be paid to women and children" (Int. No. 244), which was read the first time and referred to the committee on the judiciary.

The bill (No. 106, Int. No. 106) entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," having been announced for a second reading,

On motion of Mr. Waldman, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

I desire to serve notice that on Monday night, February 4th, I propose calling up my resolution relative to subscriptions to the fund for the rebuilding of France.

F. A. WELLS.

On motion of Mr. F. A. Wells, the House adjourned.

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### MONDAY, JANUARY 28, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Friday, January 25th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the State Engineer and Surveyor, which was laid upon the table and ordered printed.

(See Document.)

Mr. Bates introduced a bill entitled "An act to amend the Civil Service Law, in relation to granting pensions to widows of veterans of the late Civil and Spanish-American wars" (Int. No. 245), which was read the first time and referred to the committee on ways and means.

Mr. Gage introduced a bill entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county" (Int. No. 246), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act to amend the Executive Law, in relation to the removal of the commissioner of police of cities having more than one million inhabitants whenever a state of war exists between the United States and a foreign country" (Int. No. 247), which was read the first time and referred to the committee on affairs of cities.

Mr. E. A. Smith, by request, introduced a bill entitled "An act to amend the County Law, in relation to the election of public defenders" (Int. No. 248), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act to amend the Tax Law, in relation to surrogates' compensation and surrogates' assistants in New York, Kings and other counties" (Int. No. 249), which was read the first time and referred to the committee on internal affairs.

Mr. Whitehorn introduced a bill entitled "An act to amend the Inferior Courts Act of the City of New York, in relation to trial by jury in the court of special sessions and the city magistrates' court" (Int. No. 250), which was read the first time and referred to the committee on affairs of cities.

Mr. McKee introduced a bill entitled "An act to amend the Military Law, in relation to pensions" (Int. No. 251), which was read the first time and referred to the committee on ways and means.

Mr. Blakely introduced a bill entitled "An act to amend the General City Law, in relation to promoting the health and efficiency of firemen in cities of the first class by providing for a two platoon system in the fire departments of such cities" (Int. No. 252), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold introduced a bill entitled "An act to legalize and confirm a bond and mortgage given by the trustees of Neahtawanta Lodge, Number Two Hundred and Forty-five I. O. O. F. of Fulton, New York, to the Fulton Savings Bank, and the acts and proceedings of said lodge and the trustees thereof" (Int. No. 253), which was read the first time and referred to the committee on the judiciary.

Mr. Welsh introduced a bill entitled "An act to amend the General Highway Traffic Law, in relation to vehicles passing

street surface cars and the use of signalling devices" (Int. No. 254), which was read the first time and referred to the committee on internal affairs.

Mr. Gardner introduced a bill entitled "An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled 'An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,' in relation to county appropriations for maintenance" (Int. No. 255), which was read the first time and referred to the committee on internal affairs.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act to amend the Agricultural Law, in relation to license fees for dogs." (No. 51, Int. No. 51.)

Mr. Showers offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 114, Int. No. 114) entitled "An act to amend the Highway Law, in relation to lights on vehicles."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Showers moved to amend as follows:

On page 1, line 11, place brackets about the words "to be" and insert in italics "so placed as to be clearly".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Showers, said bill was ordered reprinted and recommitted to said committee.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 56, Int. No. 56) entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Fearon moved to amend as follows:

Page 2, line 12, strike out the italicized words "other municipal purpose" and insert in place thereof in italics "purpose for which bonds may be issued".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Fearon, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 106, Int. No. 106) entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," was read the second time.

On motion of Mr. Murphy, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 75, Int. No. 75) entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 42, Int. No. 42) entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McLaughlin	Slacer
Allen	Davies A E	Hager	McNab	Smith E A
Alvord	Davies E O	Harris	McWhinney	Snyder



Ames H L	Davis E C	Hooper	Meyer	Soule
Amos	Davis G T	Jenks	Miller E H	Sutherland
Bates	Dobson	Johnson E A	Miller N J	Tallett
Belknap	Donnelly	Johnson L W	Mitchell	Talmage
Blakely	Donohoe	Judson	Nesbitt	Thayer
Bloomfield	Donohue	Karlin	Orr	Trahan
Bourke	Duke	Kasson	Parsons	Tuckerman
Brackley	Everett	Kennedy	Peck	Tyler
Brink	Fallon	Kenyon	Pierce	Voorhees
Brownlee	Fearon	Lattin	Prangen	Waldman
Brush	Feigenbaum	Link	Pratt	Wells F A
Burr	Fenner	Lord	Rowe	Welsh
Burtnett	Fitzgerald	Lown	Rosenberg	Wheelock
Caulfield	Flynn	Machold	Rowe	Whitcomb
Cheney	Franchot	Malone	Seaker	Whitehorn
Chaessens	Gaffers	McCue	Seelye	Williams
Coles	Gage	McDonald	Seesselberg	Wiltzie
Copeley	Gardner	McElligott	Shannon	Witter
Cowee	Garfinkel	McGinnies	Shiplacoff	Youker
Crane	Gaylord	McKee	Showers	Zimmerman
Crowley	Goldberg	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 40, Int. No. 40) entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McLaughlin	Slacer
Allen	Davies A E	Hager	McNab	Smith E A
Alvord	Davies E O	Harris	McWhinney	Snyder
Ames H L	Davis E C	Hooper	Meyer	Soule
Amos	Davis G T	Jenks	Miller E H	Sutherland
Bates	Dobson	Johnson E A	Miller N J	Tallett
Belknap	Donnelly	Johnson L W	Mitchell	Talmage
Blakely	Donohoe	Judson	Nesbitt	Thayer
Bloomfield	Donohue	Karlin	Orr	Trahan
Bourke	Duke	Kasson	Parsons	Tuckerman
Brackley	Everett	Kennedy	Peck	Tyler
Brink	Fallon	Kenyon	Pierce	Voorhees
Brownlee	Fearon	Lattin	Prangen	Waldman
Brush	Feigenbaum	Link	Pratt	Wells F A
Burr	Fenner	Lord	Richford	Welsh
Burnett	Fitzgerald	Lown	Rosenberg	Wheelock
Caulfield	Flynn	Machold	Rowe	Whitcomb
Cheney	Franchot	Malone	Seaker	Whitehorn
Claessens	Gaffers	McCue	Seelye	Williams
Coles	Gage	McDonald	Seesselberg	Wiltzie
Copeley	Gardner	McElligott	Shannon	Witter
Cowee	Garfinkel	McGinnies	Shiplacoff	Youker
Crane	Gaylord	McKee	Showers	Zimmerman
Crowley	Goldberg	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Pursuant to notice, Mr. Meyer called up his resolution in relation to suffrage introduced January 21st.

Debate was had.

Mr. Adler moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Ellenbogen offered for the consideration of the House a resolution, in the words following:

Whereas, The war has demonstrated the futility of certain legislation which should never have been passed in peace times; and,

Whereas, Such laws have fettered and hindered the proper conduct of commercial enterprise; and,

Whereas, Such legislation has in a large measure been a contributory cause to the compulsory taking over of the railroads by the Federal government; and,

Whereas, These laws have destroyed and prevented the proper consolidation of industries to the detriment of the consumer who, therefore, pays higher prices for commodities; and of capital which dares not venture into new enterprises; and of labor which, therefore, cannot find employment; and,

Whereas, All combination of capital, of labor and of all agricultural units have been unduly, if unequally hampered; and,

Whereas, The common law and the courts provide sufficient remedy in case of grave abuses, which these statutes sought to relieve; therefore, be it

Resolved (if the Senate concur), That the President and the Congress of the United States be urged to at once take action to repeal the so-called Sherman Anti-Trust Law and the statutes amendatory thereof and other statutes in conformity therewith, for the purpose of stimulating enterprise in the interest of the consumer, farmer, employee, employer and of the railroads and public utilities in time of peace and especially in time of war; be it further

Resolved, That the Secretary of State be and he hereby is directed to transmit copies of this resolution to the President of the United States and to the United States Senate and House of Representatives and to the several members of such bodies representing this State therein.

which was referred to the committee on war.

Mr. Caulfield offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a joint committee of the Senate and Assembly be hereby created, to consist of two members of the Senate, to be appointed by the President of the Senate, and three members of the Assembly, to be appointed by the Speaker of the Assembly, to examine the election laws of this State and of other States and countries, with the view of revising and simplifying the election laws of this State.

Resolved, That such committee is hereby authorized to choose from its members a chairman, employ a stenographer and such other persons as may be needed, to sit within and outside of the city of Albany, subpoena and compel the attendance of witnesses, require the production of books, records and papers, take and hear proof and testimony, and otherwise have all the powers of a legislative committee as provided by the Legislative Law, including the adoption of rules for the conduct of its proceedings.

Resolved, That such committee shall report the result of its examination and inquiry to the Legislature on or before January fifteen, nineteen hundred and nineteen, together with such pro-

posed legislative measures as it may deem proper to carry its recommendations into effect.

Resolved, That the expenses of such committee, not exceeding twenty-five hundred dollars (\$2,500) shall be payable from the contingent fund of the Legislature, on the certificate of the chairman of the committee and the approval of the Temporary President of the Senate or the Speaker of the Assembly.

which was referred to the committee on war.

Mr. Leininger was excused from the sessions of the week on account of illness.

Mr. Martin was excused from to-day's session.

Mr. C. L. Mead was excused for the week on account of sickness in his family.

The privileges of the floor were extended to Hon. A. F. Swartz. On motion of Mr. Adler, the House adjourned.

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## TUESDAY, JANUARY 29, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Commissioners of the Land Office in Relation to Escheated Lands, which was laid upon the table and ordered printed.

(See Document.)

Mr. Ellenbogen introduced a bill entitled "An act making an appropriation for the expenses of the joint committee of the Legislature appointed to investigate and inquire into the report of the Board of Statutory Consolidation on the Simplification of the Civil Practice in the Courts of the State, as heretofore continued, with additional powers relating to such simplification" (Int. No. 256), which was read the first time and referred to the committee on ways and means.

Mr. Hooper introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors" (Int. No. 257), which was read the first time and referred to the committee on internal affairs.

Mr. McWhinney introduced a bill entitled "An act to amend the General Municipal Law in relation to failure to attend meetings of local boards of child welfare" (Int. No. 258), which was read the first time and referred to the committee on general laws.

Mr. Murphy introduced a bill entitled "An act to amend the Education Law, in relation to restoring former school districts in certain towns now having town boards of education" (Int. No. 259), which was read the first time and referred to the committee on public education.

Mr. H. W. Smith introduced a bill entitled "An act to amend the Tenement House Law, in relation to water-closet accommodations in tenements" (Int. No. 260), which was read the first time and referred to the committee on the judiciary.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to hunting and trapping licenses" (Int. No. 261), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes" (Int. No. 262), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to open season for black bass" (Int. No. 263), which was read the first time and referred to the committee on conservation.

Mr. Zimmerman introduced a bill entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman" (Int. No. 264), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Farms and Markets Law, generally" (Int. No. 265), which was read the first time and referred to the committee on agriculture.

Mr. McArdle introduced a bill entitled "An act to authorize the board of assessors of the city of New York to make award for damages caused by the change of grade of Atlantic avenue, Brooklyn" (Int. No. 266), which was read the first time and referred to the committee on affairs of cities.

Mr. Jenks introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to proceedings for the mort-

gage, sale or lease of the real property of a decedent" (Int. No. 267), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to killing and trapping birds and animals" (Int. No. 268), which was read the first time and referred to the committee on codes.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Murphy (No. 106, Int. No. 106), entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Seelye offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 107, Int. No. 107) entitled "An act to amend the Public Health Law, in reference to the establishment of county health units."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seelye moved to amend as follows:

Page 3, line 6, after the word "established" insert as new matter "shall appoint a board of health which".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seelye, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Crane	Graham	McWhinney	Snyder
Allen	Crowley	Hager	Mead J M	Soule
Alvord	Curley	Hamill	Meyer	Sutherland
Amos	Davis E C	Harris	Miller N J	Tallett
Barra	Davis G T	Hooper	Mitchell	Talmage
Bates	Decker	Jenks	Murphy	Taylor A

Belknap	Donohoe	Johnson L W	Nesbitt	Trahan
Bewley	Donohue	Karlin	Orr	Tuckerman
Blakely	Duke	Kasson	Parsons	Tyler
Bloch	Ellenbogen	Kennedy	Peck	Waldman
Brackley	Everett	Kenyon	Pierce	Wells F A
Braun	Fearon	Lord	Prangen	Welsh
Brink	Feigenbaum	Lown	Pratt	Wheelock
Brownlee	Fenner	Machold	Richford	Whitcomb
Brush	Fitzgerald	Malone	Rosenberg	Whitehorn
Burr	Flynn	McArdle	Seelye	Williams
Burtnett	Franchot	McCue	Seesselberg	Wiltzie
Caulfield	Gaffers	McDonald	Shannon	Winter
Cheney	Gardner	McElligott	Shiplacoff	Witter
Claessens	Garfinkel	McKee	Showers	Youker
Coles	Gaylord	McLaughlin	Smith E A	Zimmerman
Copeley	Gitlow	McNab	Smith H W	Speaker
Cowee	Goldberg			

Mr. Adler moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate returned the concurrent resolution requesting the Senators representing the State in the United States Senate to support the national suffrage amendment, with a message that they have concurred in the passage of the same without amendment.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, JANUARY 30, 1918

The House met pursuant to adjournment.

Prayer by Rev. J. G. Carlile, Troy.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the following communication:

To the Hon. THADDEUS C. SWEET, *Speaker of the Assembly, Albany, N. Y.*

DEAR SIR:—We the undersigned, residents and voters of the Fourth Assembly District of Queens county, herewith transmit a statement calling attention to the record of Lucas E. Decker, Jr., Member of the Assembly of the State of New York from this district, and request your official action in the matter.

Respectfully,

FRANK H. HULBURT,  
45 Geranium Ave., Flushing.

ERNEST C. HUNT,  
92 Jamaica Ave., Flushing.

EDWIN M. GAMBLE,  
198 Murray St., Flushing.

JAMES A. MURRAY,  
307 Brown Ave., Flushing.

JOHN CRAWFORD,  
30 Jamaica Ave., Flushing.

WILFRED G. RUDYARD,  
129 Wilson Ave., Flushing.

ROBERT B. BEAVER,  
137 Wilson Ave., Flushing.

#### STATEMENT.

In the matter of Lucas E. Decker, Jr., Assemblyman, 4th A. D., Queens Co., N. Y.

#### I

Lucas E. Decker Jr., of Springfield, Queens county, N. Y., was a member of the Machine Gun Company, Seventh Infantry, N. G. N. Y., when it was sent to the Mexican border in the summer of 1916. His term of enlistment expired October 30, 1916. He did



not re-enlist, but was transferred to the Reserves, left his regiment at the border, came home, and has since been in and about Jamaica, N. Y. The Seventh Infantry as a body returned from the border in November, 1916, and was mustered out of Federal service late in that month. (See *Annual Poster* for 1916 of Machine Gun Company, Seventh Infantry, on file in Adjutant-General's Office at Albany, N. Y.)

## II

On June 5, 1917, the day appointed for registration under the National Draft or Selective Service Law, said Decker was a member of the Reserves of the Seventh Infantry, N. G. N. Y. He was not in the military service of the United States. He was not even in active service in the Seventh Infantry, N. G. N. Y. He was, on information and belief, pursuing his usual vocation in and about Jamaica, N. Y. He was 28 years old, unmarried, and without dependents. According to the law he was required to register, but failed to do so.

## III

Said Decker is a lawyer. Ignorance of the law, if that were excuse for any one, could not excuse him. He acted in at least one case as counsel for a registrant before Local Board No. 185 in Jamaica.

## IV

In July, 1917, when the Seventh Infantry mobilized again for National Service, the Reserves were called to the armory for the purpose of filling up the active ranks if found necessary. Said Decker then received a discharge from service on the ground of physical disability. The discharge was dated July 24, 1917. The next day the Seventh Infantry was "Federalized," or made a part of the National Army.

## V

Some time in the summer of 1917, when the subject of registration was mentioned, said Decker asserted in the presence of a number of men, one of whom was J. W. Heineman of Hollis, N. Y., that he had been examined and exempted on account of his eyesight. This remark taken, whether so intended or not, as referring to the National Selective Service under discussion, when in fact said Decker had not registered, had not been examined, and had not been exempted from that service.

Again a few days before election day, and again a day or two after election day, in a group among whom was Attorney Nicholas M. Pette of Jamaica (now a private in the 308th Infantry at

Camp Upton), said Decker made the same assertion in reply to a question as to why he had not been called in the Draft — to wit, “Oh, I was examined, and exempted on account of my eyes.”

This assertion of said Decker became a matter of common report and belief, and was accepted as true, so that no investigation of his record was made until December, 1917, when the facts recited in this statement were discovered.

## VI

In September, 1917, said Decker was nominated for Member of the Assembly, and at the general election, November 6, 1917, was elected to that office.

## VI

About one week after the above mentioned general election said Decker was married, and about ten days later (to wit, November 23, 1917) he registered at Local Board No. 184 in Jamaica, N. Y., giving as his grounds for exemption from military service that he was a State officer and a married man, when in fact he was not a State officer and had been married only a few days.

Said Decker also stated on his registration card dated November 23, 1917, that he had been discharged from the Seventh Infantry on July 24, 1917. (His term of active service had expired October 30, 1916. He was thereafter, until his discharge, a member of the Reserves. See I, above).

## CONCLUSION

We submit that the said Lucas E. Decker, Jr., evaded the Draft Law, first by his failure to register on June 5, 1917, when he was a member of the Reserves of the Seventh Infantry, N. G. N. Y., and second by his failure to register in any event immediately after July 24, 1917, when by his own statement he had been finally discharged from all connection with the Seventh Infantry.

We submit further that the grounds for claiming exemption from the operation of the Draft Law given on his registration card dated November 23, 1917, were not well taken; that he should be certified for military service; and that he should be disqualified for holding the office to which he was elected on the ground that he secured election to such office by misrepresentation and evasion of his duty as an American citizen of draft age in time of war.

Note.—“Lucas E. Decker, Jr.,” was the name given by the person herein mentioned when he enlisted in the Seventh Infantry. He also uses the name “L. Eugene Decker.” Both names indicate one and the same person.

which was referred to the committee on the judiciary.

Mr. Speaker presented the report of the Comptroller, six months to December 31, 1917, which was laid upon the table and ordered printed.

(See Document.)

Mr. Decker introduced a bill entitled "An act providing for the assignment of able-bodied persons, between the ages of eighteen and fifty years, inclusive, not regularly and continuously employed, to work in occupations carried on by the State of New York, or by private employers, assignments to be necessary for the protection and welfare of the State, and finds such occupations essential for the protection and welfare of the State, and the United States, and that the same cannot be carried on as the protection and welfare of the people of this State and of the United States require without resort to this act, no persons to be assigned to any work they are not physically able to do, and providing the procedure and the means and for rules and regulations for carrying this act into effect, and for compensation to persons so assigned to work, for the period of such assignments and penalties for non-compliance with the act" (Int. No. 269), which was read the first time and referred to the committee on labor and industries.

Mr. Duke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to costs when relator is joined as plaintiff, and compensation of Attorney-General" (Int. No. 270), which was read the first time and referred to the committee on codes.

Mr. Flynn introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to books and indexes to be kept by the surrogate" (Int. No. 271), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply transferred or appointed to the police department of the city of New York" (Int. No. 272), which was read the first time and referred to the committee on affairs of cities.

Mr. Goldberg introduced a bill entitled "An act in relation to the license and control of amusements and exhibitions for chari-

table purposes in cities of the first class having a population of one million or more" (Int. No. 273), which was read the first time and referred to the committee on affairs of cities.

Mr. McKee introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees for copying or recording papers" (Int. No. 274), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supplemental thereto,' in relation to the public administration of such county and providing for the raising of money to pay the expenses of such office" (Int. No. 275), which was read the first time and referred to the committee on internal affairs.

Mr. McLaughlin introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to appointment of successors by testamentary trustees named in a will" (Int. No. 276), which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving in the military or naval service of the United States during a time of war" (Int. No. 277), which was read the first time and referred to the committee on affairs of cities.

Mr. J. M. Mead introduced a bill entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers" (Int. No. 278), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act to amend the Election Law, in relation to campaign receipts and payments" (Int. No. 279), which was read the first time and referred to the committee on the judiciary.

Mr. O'Hare introduced a bill entitled "An act to empower the

city of New York to widen Kills path, a highway situate in the boroughs of Brooklyn and Queens, in said city, by acquiring through purchase or condemnation the lands of the various cemetery corporations or of others, abutting along said highway, from Jamaica avenue in the borough of Brooklyn to Myrtle avenue in the borough of Queens" (Int. No. 280), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the bureau of street cleaning in the borough of Queens and providing for a relief and pension fund for the benefit of the members of the clerical, mechanical and uniform force of such bureau" (Int. No. 281), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to foreclosure of tax lien" (Int. No. 282), which was read the first time and referred to the committee on affairs of cities.

Mr. Seesselberg introduced a bill entitled "An act to release to Mayer Rosenholz all the right, title and interest of the people of the State of New York, in and to certain real estate in the borough and county of Richmond, city and State of New York" (Int. No. 283), which was read the first time and referred to the committee on ways and means.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to lands, forests and public parks" (Int. No. 284), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the rating of game protectors" (Int. No. 285), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the compensation of game protectors" (Int. No. 286), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to placing fish in certain waters" (Int. No. 287), which was read the first time and referred to the committee on conservation.

Mr. Wiltsie introduced a bill entitled "An act to amend the Banking Law, in relation to loans upon Liberty bonds" (Int. No.

288), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to reserves of banks and trust companies" (Int. No. 289), which was read the first time and referred to the committee on banks.

Also, "An act to amend the charter of the city of Cortland, in relation to the salary of the city assessors" (Int. No. 290), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to provide for preliminary surveys of a proposed military road to connect West Point with the New England States and the East" (Int. No. 291), which was read the first time and referred to the committee on ways and means.

Mr. Hamill introduced a bill entitled "An act to amend the Public Health Law, in relation to prescriptions containing a narcotic" (Int. No. 292), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Penal Law, in relation to repeating acts or numbers of the advertised program of theatres or other places of amusement" (Int. No. 293), which was read the first time and referred to the committee on codes.

Mr. Larney introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the time at which compensation shall begin" (Int. No. 294), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Workmen's Compensation Law, in relation to amount of compensation to be paid where the workman receives ten dollars a week or less in wages" (Int. No. 295), which was read the first time and referred to the committee on the judiciary.

Also, "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Donnelly, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and fifteen, and to reinstate him in the position formerly held by him" (Int. No. 296), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General City Law, in relation to

furnishing of uniforms to city employees" (Int. No. 297), which was read the first time and referred to the committee on affairs of cities.

Also, "An act in relation to the salary or compensation of persons employed in the civil service of the State" (Int. No. 298), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Railroad Law, in relation to rates of fare for school children" (Int. No. 299), which was read the first time and referred to the committee on railroads.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to licenses for dogs" (Int. No. 300), which was read the first time.

On motion of Mr. Witter, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on revision.

Mr. E. C. Davis introduced a bill entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety" (Int. No. 301), which was read the first time and referred to the committee on affairs of cities.

Mr. Gitlow introduced a bill entitled "An act to amend the Education Law, in relation to courses of instruction in physical training in the schools of the State" (Int. No. 302), which was read the first time and referred to the committee on public education.

Mr. Cheney introduced a bill entitled "An act to extend the time for filing existing claims against the State for compensation or damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and giving the Court of Claims jurisdiction" (Int. No. 303), which was read the first time and referred to the committee on claims.

Mr. Hager introduced a bill entitled "An act to continue the corporate existence of the First Presbyterian church of the village of Aurora under the name of the First Presbyterian church,



Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name" (Int. No. 304), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Burr introduced a bill entitled "An act to amend the General Business Law, in relation to pawning of bed clothing or children's wearing apparel" (Int. No. 305), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Greater New York charter, in relation to annual appropriations for life saving service of the city of New York" (Int. No. 306), which was read the first time and referred to the committee on affairs of cities.

Mr. Shiplacoff introduced a bill entitled "An act to amend the Labor Law, in relation to hours of labor for women on street surface, subway and elevated railroads" (Int. No. 307), which was read the first time and referred to the committee on labor and industries.

Mr. Pratt introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to notice of time and place of holding elections of directors" (Int. No. 308), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Tax Law, in relation to extending the time for presenting and filing existing claims against the State for refunds of taxes on transfers of stock" (Int. No. 309), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the City Local Option Law, in relation to the filing of a petition and furnishing of ballots for a special city election" (Int. No. 310), which was read the first time and referred to the committee on excise.

Mr. Gardner introduced a bill entitled "An act to validate bonds issued by municipal corporations" (Int. No. 311), which was read the first time and referred to the committee on the judiciary.

Mr. Lord introduced a bill entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles" (Int. No. 312), which was read the first time and referred to the committee on internal affairs.

Mr. Goldberg introduced a bill entitled "An act to amend the



Liquor Tax Law, in relation to the tax on receipts from sales of liquors" (Int. No. 313), which was read the first time and referred to the committee on excise.

Mr. F. A. Wells introduced a bill entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which George B. Hawthorne was dismissed from the police department and to reinstate him in the position formerly held by him" (Int. No. 314), which was read the first time and referred to the committee on affairs of cities.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Fearon (No. 58, Int. No. 58), entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Miller, E. H., Fearon, Meyer, Wells, F. A., Whitcomb, Burr, McCue. Those who voted in the negative were: Messrs. Malone, Ellenbogen and Davis, G. T.

Also, Assembly bill introduced by Mr. Fearon (No. 131, Int. No. 131), entitled "An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Blakely (No. 244, Int. No. 122), entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Fearon (No. 59, Int.

No. 59), entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Fearon (No. 89, Int. No. 89), entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Brink (No. 45, Int. No. 45), entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Fearon (No. 90, Int. No. 90), entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally," reported in favor of the passage of the same, with the following amendment:

On page 2, line 4, strike out the word "eighteen" in italics and insert in place thereof the word "nineteen" in italics.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, McCue.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Witter (No. 52, Int. No. 52), entitled "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Soule, Brink, Fitzgerald, Claessens.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act to amend the Village Law, in relation to providing, maintaining or operating ferries and borrowing money to acquire or purchase ferries." (No. 106, Int. No. 106.)

Mr. Seelye offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from further consideration of the bill (No. 109, Int. No. 109) entitled "An act to amend the Public Health Law, in relation to qualifications of local health officers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seelye moved to amend as follows:

Page 3, line 1, between the word "Council" and the comma insert the words "at the time of his appointment".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seelye, said bill was ordered reprinted and recommitted to said committee.

Mr. Curley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 151, Int. No. 151) entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Curley moved to amend as follows:

Page 1, line 7, strike out the word "the" first occurring, and strike out "State" and insert "Staten".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Curley, said bill was ordered reprinted and recommitted to said committee.

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of the bill (No. 139, Int. No. 139) entitled "An act to provide for a moratorium on certain classes of property, in favor of soldiers, sailors and marines in the active service of the United States, and their dependents, and in favor of other persons under certain circumstances, during the period of the war."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Amos moved to amend as follows:

Strike out all beginning with line 4, page 2, and all of page 3.

Page 4, line 1, strike out "7" insert "2".

Page 4, line 11, strike out "8" insert "3".

Page 4, line 19, strike out "9" insert "4".

Strike out lines 21 and 22.

Line 23, strike out "6" insert "A".

Line 24, strike out "C" insert "B".

Line 25, strike out "10" insert "5".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Copely offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from further consideration of the bill (No. 96, Int. No. 96) entitled "An act to amend the Highway Law, in relation to the purchase, hire or lease by towns of motor trucks."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Copely moved to amend as follows:

On page 2, line 4, after "Steam Rollers" insert in italics "Motor Trucks".

On page 3, line 17, place brackets about the word "ten" and insert in italics "twenty".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Copely, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 51, Int. No. 51) entitled "An act to amend the Agricultural Law, in relation to license fees for dogs," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Slacer
Allen	Davies A E	Hager	McWhinney	Smith E A
Alvord	Davies E O	Hamill	Mead J M	Smith H W
Ames H L	Davis E C	Harris	Meyer	Snyder
Amos	Davis G T	Hooper	Miller E H	Soule
Bates	Decker	Jenks	Miller N J	Sutherland
Belknap	Donnelly	Johnson E A	Mitchell	Tallett
Bewley	Donohoe	Johnson L W	Morris	Talmage
Blakely	Donohue	Judson	Murphy	Taylor A
Bloch	Duke	Karlin	Nesbitt	Thayer
Bourke	Ellenbogen	Kasson	O'Hare	Trahan
Brackley	Everett	Kennedy	Orr	Tuckerman

Brink	Fearon	Kenyon	Parsons	Tyler
Brownlee	Feigenbaum	Lord	Peck	Voorhees
Brush	Fenner	Lown	Pierce	Waldman
Burr	Fitzgerald	Machold	Prangen	Wells F A
Burnett	Flynn	Malone	Pratt	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McArdle	Rosenberg	Whitcomb
Claessens	Gage	McCue	Rowe	Whitehorn
Coles	Gardner	McDonald	Seelye	Williams
Copeley	Garfinkel	McElligott	Seesselberg	Wiltzie
Cowee	Gaylord	McKee	Shannon	Witter
Crane	Gitlow	McKeon	Shiplacoff	Youker
Crowley	Goldberg	McLaughlin	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication was received from Hon. Walter R. Stone, mayor of the city of Syracuse, returning Assembly bill (No. 20, Int. No. 20) entitled "An act to amend chapter two hundred and ninety-nine of the Laws of nineteen hundred and fourteen, entitled 'An act to provide for the erection, equipment and furnishing of a vocational high school building in the city of Syracuse,' in relation to rate of interest on bonds," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hon. A. W. Hoff.

Mr. Dobson was excused from the sessions of the week.

On motion of Mr. Adler, the House adjourned.

## THURSDAY, JANUARY 31, 1918

The House met pursuant to adjournment.

Prayer by Rev. Wm. W. Foster, Jr.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the commission to investigate the surface railroad situation in the city of New York and the evidence taken before said commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the Fifty-fifth Annual Report of the New York Catholic Protectory, which was laid upon the table and ordered printed.  
(See Document.)

Also, the annual report of the New York State Veterinary College, which was laid upon the table and ordered printed.  
(See Document.)

Also, the report of the Commissioner of Agriculture, as required by section 139-j of chapter 800 of the Laws of 1917, which was laid upon the table and ordered printed.  
(See Document.)

Mr. Brownlee introduced a bill entitled "An act to amend the Insurance Law, in relation to completion of organization of mutual automobile fire insurance corporations" (Int. No. 315), which was read the first time and referred to the committee on insurance.

Mr. Everett introduced a bill entitled "An act to amend the Insanity Law, in relation to wages of certain employees prescribed" (Int. No. 316), which was read the first time and referred to the committee on ways and means.

Mr. Fearon introduced a bill entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl" (Int. No. 317), which was read the first time and referred to the committee on conservation.

Mr. Flynn introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to arrest of women in an action for the recovery of wages" (Int. No. 318), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Stock Corporations Law, in relation to liability of officers of stock corporations to laborers" (Int. No. 319), which was read the first time and referred to the committee on the judiciary.

Mr. Jenks introduced a bill entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses" (Int. No. 320), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Insanity Law, in relation to the salaries of certain officers and wages of certain employees prescribed" (Int. No. 321), which was read the first time and referred to the committee on ways and means.

Mr. Lord introduced a bill entitled "An act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home" (Int. No. 322), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Martin introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to rates and charges for gas or electricity" (Int. No. 323), which was read the first time and referred to the committee on the judiciary.

Mr. McWhinney introduced a bill entitled "An act to amend the Village Law, in relation to contracting for fire protection" (Int. No. 324), which was read the first time and referred to the committee on affairs of villages.

Mr. Rosenberg introduced a bill entitled "An act to amend the Penal Law, in relation to advertisements and solicitations for employees during strikes, lockouts and industrial disputes" (Int. No. 325), which was read the first time and referred to the committee on codes.

Mr. Winter introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to testamentary trustees appointed pursuant to a power contained in a will and the security to be required from such trustee" (Int. No. 326), which was read the first time and referred to the committee on codes.

Mr. Martin introduced a bill entitled "An act to amend the Military Law, in relation to the power of the Governor in ordering out the militia" (Int. No. 327), which was read the first time and referred to the committee on military affairs.

Also, "An act to amend the Prison Law, in relation to commutation of sentence of persons confined in a penitentiary, county jail or jail farm" (Int. No. 328), which was read the first time and referred to the committee on the judiciary.

Mr. Claessens introduced a bill entitled "An act to amend the Labor Law, in relation to age limit of children" (Int. No. 329),



which was read the first time and referred to the committee on labor and industries.

Mr. Feigenbaum introduced a bill entitled "An act to permit the Public Service Commission for the First District to take over and operate any public utility, or all public utilities, under its jurisdiction" (Int. No. 330), which was read the first time and referred to the committee on the judiciary.

Mr. Link introduced a bill entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Elmer W. Heartt, formerly a patrolman in the police department of the said city, was dismissed from said department in the year nineteen hundred and two and to reinstate him in the position formerly held by him" (Int. No. 331), which was read the first time and referred to the committee on affairs of cities.

Mr. Orr introduced a bill entitled "An act to amend the Judiciary Law, in relation to holding sessions of the naturalization courts in the evening" (Int. No. 332), which was read the first time and referred to the committee on the judiciary.

Mr. E. C. Davis introduced a bill entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city" (Int. No. 333), which was read the first time and referred to the committee on affairs of cities.

Mr. Richford introduced a bill entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira" (Int. No. 334), which was read the first time and referred to the committee on public education.

By unanimous consent, Mr. Adler introduced a bill entitled "An act to provide for railroad terminal improvements in cities having over one million inhabitants and to create commissions with full powers to arrange for and compel such improvements and to transfer to such commissions certain jurisdiction, supervision, duties and powers of the Public Service Commission and to repeal chapter seven hundred and seventy-seven of the Laws of nineteen hundred and eleven and chapter seven hundred and nineteen of the Laws of nineteen hundred and seventeen and for

other purposes" (Int. No. 335), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Machold (No. 128, Int. No. 128), entitled "An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott.

Also, Assembly bill introduced by Mr. Machold (No. 189, Int. No. 189), entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott.

Also, Assembly bill introduced by Mr. F. A. Wells (No. 78, Int. No. 78), entitled "An act making appropriations for the New York Guard," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott.

Also, Assembly bill introduced by Mr. Fearon (No. 64, Int. No. 64), entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott. In the negative: Mr. Tallett.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to

which was referred the Senate bill introduced by Mr. Sage (No. 27, Rec. No. 2), entitled "An act to make available for the New York Guard certain moneys appropriated for the National Guard by chapter one hundred and eighty-one of the Laws of nineteen hundred and seventeen," retaining its place on the order of third reading, reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott.

which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Machold, from the committee on way and means, to which was referred the Senate concurrent resolution relative to extending the time of the Joint Legislative Committee on Habit-forming Drugs for investigation and report to March 1st, reported in favor of the adoption of the same without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Martin, Kenyon, McWhinney, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	Miller N J	Sutherland
Allen	Davis E C	Johnson E A	Mitchell	Tallett
Alvord	Decker	Kasson	Morris	Talmage
Ames H L	Donnelly	Kenyon	Murphy	Taylor A
Amos	Donohoe	Larney	Orr	Thayer
Bewley	Duke	Lord	Peck	Trahan
Blakely	Everett	Lown	Pierce	Tuckerman
Bloomfield	Fallon	Machold	Prangen	Tyler
Bourke	Feigenbaum	Malone	Pratt	Voorhees
Brink	Fenner	Martin	Richford	Waldman
Brownlee	Fitzgerald	McCue	Rosenberg	Wells F A
Brush	Franchot	McDonald	Rowe	Welsh
Burnett	Gaffers	McGarry	Shannon	Wheelock
Caulfield	Gage	McGinnies	Shiplacoff	Whitcomb

Claessens	Gardner	McKee	Showers	Whitehorn
Coles	Garfinkel	McLaughlin	Slacer	Williams
Copeley	Gaylord	McNab	Smith H W	Wiltsie
Cowee	Graham	McWhinney	Snyder	Witter
Crane	Hager	Miller E H	Soule	Zimmerman
Crowley	Hooper			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That there be printed for the use of the Legislature 1,000 additional copies bound in paper of the report of the commission to investigate the surface railroad situation in the city of New York and 200 additional copies of said report and the evidence accompanying the same bound in cloth.

which was referred to the committee on public printing.

The bill (No. 244, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,'" having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 45, Int. No. 45) entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," was read the second time.

On motion of Mr. Brink, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 58, Int. No. 58) entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 131, Int. No. 131) entitled "An act to amend

the General Municipal Law, in relation to the maximum rate of interest on municipal bonds," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," having been announced for a second reading,

On motion of Mr. Martin, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts," having been announced for a second reading,

On motion of Mr. Martin, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 52, Int. No. 52) entitled "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Adler gives notice that he will on Monday, February 4th, move to amend subdivision 4 of Rule 2 for the purpose of providing for a Speaker pro tem.

Also Rule 12 for the purpose of excepting from the provisions of that special order made under Rule 23.

Also Rules 11 and 16, 18 and 50 for the purpose of clarifying their meaning and making them conform to the practices of the House.

Mr. Shiplacoff gives notice that he will on Monday next move to amend subdivision 9 of Rule 2 to read as follows:

The Speaker shall appoint a majority leader, who shall be a member of the committee on rules, and who, together with the recognized leaders of the minorities, shall be a member ex-officio of all other committees of the House and entitled to the same rights and privileges as other members of the same committees except the right to vote.

The privileges of the floor were extended to Hon. W. A. Serven and Hon. D. E. Ainsworth.

On motion of Mr. Adler, the House adjourned.

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### FRIDAY, FEBRUARY 1, 1918

The House met pursuant to adjournment.

Mr. Malone in the chair.

Prayer by Rev. A. S. Kiffin.

On motion of Mr. Cowee, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the commission to investigate methods of purchase, which was laid upon the table and ordered printed.

(See Document.)

Mr. J. M. Mead introduced a bill entitled "An act to amend the Town Law, in relation to assessments for public improvements" (Int. No. 336), which was read the first time and referred to the committee on internal affairs.

Mr. Waldman introduced a bill entitled "An act to amend the State Boards and Commissions Law, in relation to creating a State milk commission and defining its powers and duties, and making an appropriation therefor" (Int. No. 337), which was read the first time and referred to the committee on ways and means.

Mr. Graham introduced a bill entitled "An act to provide for the recording of crop statistics and the registration of threshing machines, and making an appropriation therefor" (Int. No.

338), which was read the first time and referred to the committee on ways and means.

Mr. Witter introduced a bill entitled "An act to amend the Farms and Markets Law, in relation to prosecutions of violations of the Agricultural Law" (Int. No. 339), which was read the first time and referred to the committee on agriculture.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Witter (No. 52, Int. No. 52), entitled "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units."

Also, the bill introduced by Mr. Brink (No. 45, Int. No. 45), entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Fearon (No. 58, Int. No. 58), entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases," reported the same with the following recommendation:

On page 4, line 5, strike out "fixed" and insert in place thereof "filed".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

On motion of Mr. Shiplacoff, the consideration of the calendar of the day was postponed until Monday next.

On motion of Mr. Cowee, the House adjourned.

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## MONDAY, FEBRUARY 4, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Friday, February 1st, was dispensed with and the same was approved.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY, *February 4, 1918.*

*To the Legislature:*

For your information I transmit herewith a quotation from a letter addressed to me by Samuel Gompers, President of the American Federation of Labor, setting forth the action of the Council of National Defense and the Advisory Commission in regard to the suspension of the labor laws.

"Information reaches me from several States that an effort is being made to suspend labor legislation under a plea of war emergency. As several of these efforts have misinterpreted an action of the Council of National Defense, I wish to put in your possession exact information as to that action of the Council.

"In order to safe-guard the man power and the labor power of the nation, on December 3, 1917, the Council of National Defense in joint meeting with the Advisory Commission, adopted a series of rules regulating the maintenance of labor standards and labor safety laws, and set forth the restrictions under which their suspension may be effected in cases of extraordinary emergency. That program, which prescribes definite time limits and requires proof that suspension is necessary, is as follows:

"1. Upon notice from the Council of National Defense stating that a war emergency or that public welfare require such suspension.

"2. That such suspension should be made only after public hearings had been held, reasonable notice (of not less than five days) of such hearings having been sent to the State Labor Department or State Labor Commission, to the plant, organization and employees in the industry affected, and to the public by appropriate notice in the press.

"3. That the particular provisions of the labor laws that are suspended and the length of time of suspension should be stated in a permit to be issued by the Governor.

"4. That permits should be issued for limited periods not to exceed six months and to be renewed only upon re-hearings.

"5. That all permits should expire two months after the close of the war.

"6. That the permits should be issued to individual plants and not to an entire industry and only to those plants that comply with all the State factory, building and fire regulations, and that no suspension of outstanding regulations or order, herein pro-



vided for, should be construed to apply to State laws requiring the installation of protective devices.

"7. That copies of all permits issued should be posted in conspicuous places in each factory or plant affected over the proper official signature."

(Signed) CHARLES S. WHITMAN.

Mr. Blakely introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to compensation for certain employees in theatres" (Int. No. 340), which was read the first time and referred to the committee on the judiciary.

Mr. Donohoe introduced a bill entitled "An act to amend the County Law, in relation to fire districts outside of incorporated villages" (Int. No. 341), which was read the first time and referred to the committee on internal affairs.

Mr. Thayer introduced a bill entitled "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies" (Int. No. 342), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Tax Law, in relation to sales for non-payment of taxes in Franklin county" (Int. No. 343), which was read the first time and referred to the committee on internal affairs.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to branding cheese" (Int. No. 344), which was read the first time and referred to the committee on agriculture.

Mr. Donohue introduced a bill entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the

commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits" (Int. No. 345), which was read the first time and referred to the committee on war.

Mr. Link introduced a bill entitled "An act to amend the Civil Service Law, in relation to the retention on eligible lists of soldiers, sailors and marines while in military or naval service" (Int. No. 346), which was read the first time and referred to the committee on military affairs.

Mr. Welsh introduced a bill entitled "An act to amend the Railroad Law, relative to the construction of railroads across the Hudson river" (Int. No. 347), which was read the first time and referred to the committee on railroads.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to the disposal of skimmed milk and whey without pasteurization" (Int. No. 348), which was read the first time and referred to the committee on agriculture.

Mr. Orr introduced a bill entitled "An act to amend the Penal Law, in relation to owners, lessees or agents of property failing to furnish heat and hot water during certain months" (Int. No. 349), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to furnishing heat and hot water and removal of tenants during certain months" (Int. No. 350), which was read the first time and referred to the committee on codes.

Mr. Cowee introduced a bill entitled "An act to legalize and confirm the tax levy for the repair of highways upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen" (Int. No. 351), which was read the first time and referred to the committee on internal affairs.

Also, "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor'" (Int. No. 352), which was read the first time and referred to the committee on internal affairs.

Mr. E. O. Davies introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor" (Int. No. 353), which was read the first time and referred to the committee on claims.

Mr. Pierce introduced a bill entitled "An act making an appropriation for filling in, grading and adapting the grounds around the memorial in honor of Macdonough's victory at Plattsburg and for marking historic spots in connection therewith, and for the expenses of the commission created to provide for the celebration of the centenary of the battle of Plattsburg" (Int. No. 354), which was read the first time and referred to the committee on ways and means.

Mr. Machold introduced a bill entitled "An act to amend the Education Law, in relation to district superintendents" (Int. No. 355), which was read the first time and referred to the committee on ways and means.

Mr. Goldberg introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to tax on receipts of sales of liquors" (Int. No. 356), which was read the first time and referred to the committee on excise.

Mr. Karlin introduced a bill entitled "An act to amend the Labor Law, in relation to requirements for existing buildings" (Int. No. 357), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the construction of factory buildings hereafter erected" (Int. No. 358), which was read the first time and referred to the committee on labor and industries.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to the assessment of omitted property" (Int. No. 359), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes" (Int. No. 360), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission" (Int. No. 361), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to the determination and apportionment of mortgage taxes upon advancements" (Int. No. 362), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Davies A E	Hager	McNab	Sutherland
Allen	Davies E O	Hamill	McWhinney	Tallett
Ames D H	Davis E C	Johnson E A	Mead C L	Talmage
Ames H L	Davis G T	Johnson L W	Meyer	Thayer
Amos	Decker	Judson	Morris	Tuckerman
Bates	Donohoe	Karlin	Murphy	Tyler
Belknap	Donohue	Kasson	Orr	Voorhees
Bewley	Duke	Kennedy	Peck	Waldman
Blakely	Fallon	Kenyon	Pierce	Wells F A
Bourke	Farrell	Lattin	Pratt	Wells L H
Brackley	Fearon	Leininger	Rosenberg	Welsh
Brink	Feigenbaum	Link	Seelye	Wheelock
Brush	Fenner	Lown	Shannon	Whitcomb
Caulfield	Fitzgerald	Machold	Shiplacoff	Whitehorn
Olaessens	Gaffers	Malone	Showers	Wiltzie
Coles	Gage	McArdle	Smith E A	Winter
Copeley	Gardner	McDonald	Smith H W	Witter
Cowee	Garfinkel	McKee	Snyder	Youker
Orane	Gitlow	McLaughlin	Soule	Speaker
Ourley	Graham			

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Witter (No. 311, Int. No. 300), entitled "An act to amend the Agricultural Law, in relation to licenses for dogs," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

“An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park.” (No. 45, Int. No. 45.)

“An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units.” (No. 52, Int. No. 52.)

“An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases.” (No. 351, Int. No. 58.)

“An act to amend the Agricultural Law, in relation to licenses for dogs.” (No. 311, Int. No. 300.)

Mr. Machold offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of Assembly bill (No. 118, Int. No. 118) entitled “An act to amend the Education Law, in relation to the classification of the members of faculties of the State College for Teachers and of the State normal schools and the standardization of the salaries of the members of such faculties,” and that said bill be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. E. A. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 156, Int. No. 156) entitled “An act to amend the Code of Criminal Procedure, in relation to pleading indictment for swindling by means of confidence game.”

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. E. A. Smith moved to amend as follows:

On page 1, line 10, strike out the words “et cetera” and insert in parentheses the words “here insert the date”.

On page 1, line 11, strike out the letters “A. B.”

On page 2, line 3, strike out the words “then and there the property of said A. B.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. E. A. Smith, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 64, Int. No. 64) entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University and making an appropriation therefor,' " having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 128, Int. No. 128) entitled "An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 189, Int. No. 189) entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 78, Int. No. 78) entitled "An act making appropriations for the New York Guard," was read the second time.

On motion of Mr. F. A. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 244, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 131, Int. No. 131) entitled "An act to amend

the General Municipal Law, in relation to the maximum rate of interest on municipal bonds," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court and the division of such court into two parts," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 275, Int. No. 90) entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 75, Int. No. 75) entitled "An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hun-

dred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 27, Rec. No. 2) entitled "An act to make available for the New York Guard certain moneys appropriated for the National Guard by chapter one hundred and eighty-one of the Laws of nineteen hundred and seventeen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84

NOES 10

Those who voted in the affirmative were:

Adler	Crane	Gardner	McDonald	Snyder
Allen	Curley	Graham	McKee	Soule
Ames D H	Davies A E	Hager	McLaughlin	Sutherland
Ames H L	Davies E O	Hamill	McNab	Tallett
Amos	Davis E C	Johnson E A	McWhinney	Talmage
Bates	Davis G T	Johnson L W	Mead C L	Thayer
Belknap	Decker	Judson	Meyer	Tuckerman
Bewley	Donohoe	Kasson	Morris	Tyler
Blakely	Donohue	Kennedy	Murphy	Voorhees
Bourke	Duke	Kenyon	Peck	Wells F A
Brackley	Fallon	Lattin	Pierce	Wells L H
Brink	Farrell	Leininger	Pratt	Welsh
Brush	Fearon	Link	Seelye	Wheelock
Caulfield	Fenner	Lown	Shannon	Wiltzie
Coles	Fitzgerald	Machold	Showers	Witter
Copeley	Gaffers	Malone	Smith E A	Youker
Cowee	Gage	McArdle	Smith H W	

Those who voted in the negative were:

Olaessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 106, Int. No. 106) entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 2

Those who voted in the affirmative were:

Adler	Davies A E	Hamill	McDonald	Smith H W
Allen	Davies E O	Harris	McKee	Snyder
Ames D H	Davis E C	Havican	McLaughlin	Soule
Ames H L	Davis G T	Hooper	McNab	Sutherland
Amos	Decker	Jenks	McWhinney	Tallett
Bates	Donohue	Johnson E A	Mead C L	Talmage
Belknap	Duke	Johnson L W	Meyer	Thayer
Bewley	Fallon	Judson	Morris	Tyler
Blakely	Farrell	Karlin	Murphy	Voorhees
Bourke	Fearon	Kasson	Orr	Waldman
Brackley	Feigenbaum	Kennedy	Peck	Wells F A
Brink	Fenner	Kenyon	Pierce	Wells L H
Brush	Fitzgerald	Lattin	Pratt	Welsh
Caulfield	Gaffers	Leininger	Rosenberg	Wheelock
Claessens	Gage	Link	Seelye	Whitehorn
Coles	Gardner	Lown	Shannon	Wiltzie
Copeley	Garfinkel	Machold	Shiplacoff	Winter
Cowee	Gitlow	Malone	Showers	Witter
Crane	Graham	McArdle	Smith E A	Youker
Curley	Hager			

Those who voted in the negative were:

Donohoe      Tuckerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

On motion of Mr. Alder, the consideration of the proposed amendments to the Assembly rules was set down for Tuesday next.

Pursuant to notice, Mr. Shiplacoff moved to amend subdivision

nine of rule two by inserting after the word "who" the words "together with the recognized leaders of the minorities".

Debate was had.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 4, 1918*

Resolved (if the Assembly concur), That at the hour of twelve o'clock noon, on Wednesday, February 6, 1918, the Senate and Assembly meet in joint convention as provided by law for the purpose of comparing nominations for the office of Regent of the University, for a term of twelve years from the first day of April, 1918, in place of William Nottingham, of the city of Syracuse, county of Onondaga, Fifth Judicial District, whose term of office is about to expire.

By order of the Senate

ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Witter offered for the consideration of the House a resolution, in the words following:

Whereas, War conditions causing a constantly growing shortage of food products demand that the farmers put forth their greatest effort to materially increase the amount of products of their farms; and,

Whereas, The farmers are confronted with a serious shortage of labor resulting in a feeling of depression and decreased cultivated areas; and,

Whereas, The farmer as a food producer is becoming increasingly dependent upon efficient farm machinery; and,

Whereas, The Federal government has already effected great economy in manufacture, operation and superiority of construction through the adoption of standardized motors for aeroplanes and standardized motor trucks for army service; therefore, be it

Resolved (if the Senate concur), That the President of the United States, the United States Food Administration, the

Council of National Defense, the United States Department of Agriculture, or other Federal authority having jurisdiction, cause an immediate and expert study to be made of the improvement and standardization of farm tractors, in order to secure the manufacture thereof in types and sizes suited to farms of various requirements, in adequate quantities and at minimum prices consistent with efficient construction.

Resolved, That the Secretary of State be and hereby is directed to transmit copies of this resolution to the President of the United States, the United States Food Administration, the Council of National Defense, the United States Commissioner of Agriculture and the United States Senate and House of Representatives, and to the several members of such bodies representing this State therein.

Resolved, That the United States Senators and Representatives in Congress from this State be and they are earnestly requested to use their utmost efforts to accomplish the objects of this resolution.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the War Department of the United States be hereby requested to prepare and distribute to the officers and members of the National Guard of the State of New York who were called into service on the Mexican border, pursuant to the order of the President of the United States of June nineteen, nineteen hundred and sixteen, and who actually performed services in response to such call, appropriate badges or medals, commemorative of such service.

Resolved, That the Clerks of the Senate and Assembly be hereby directed to transmit a copy of this resolution to the Secretary of War of the United States.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Link offered for the consideration of the House a resolution, in the words following:

Whereas, By the process of the National draft and by vol-

unteering, a large number of the youth of the State have entered the national service in this time of great emergency; and,

Whereas, These patriotic men have left their occupations and given up their places and opportunities in life to serve the Commonwealth; and,

Whereas, At the close of this great conflict the survivors among those men will return to the paths of peace and industry finding the positions and places which they relinquished, or to which their ambition led them to look forward, filled by others, thus creating a great problem of unemployment in the State following the termination of the war; therefore, be it

Resolved (if the Senate concur), That a joint committee of the Senate and Assembly is hereby created to consist of three members of the Senate, to be appointed by the President of the Senate, and five members of the Assembly, to be appointed by the Speaker of the Assembly, to make an investigation as to the problem of the employment of soldiers, sailors and marines now in the United States service after their discharge from the service at the termination of the war and suggest means of providing positions for such men and to reduce the percentage of unemployment among them to its lowest possible margin, and as to whatever other matters in the judgment of the committee in relation to such subjects is advisable in the interests of the public welfare and the comfort and efficiency of such persons. Such committee shall make its report to the Legislature thereon as speedily as possible and may recommend the enactment of such laws, if any, as the committee may deem proper; and it is further

Resolved, That such committee is authorized to choose from its members a chairman, to sit within and without the city of Albany, to subpoena and compel the attendance of witnesses, including public officers and employees, and to require the production of books and papers, including any public record or document pertaining to the subject of investigation, to take and hear proofs of testimony and to have all the power of a legislative committee as provided by the Legislative Law, including the adoption of rules for the conduct of its proceedings. Such committee may employ a secretary, council and such other assistants as may be necessary for the purposes of the investigation; and it is further

Resolved, That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, shall be paid from the funds appropriated for the contingent expenses of the Legislature by the Treasurer on the warrant of the Comptroller upon the certificate of the chairman of such committee for the expenses of such committee and its investigation.

which was referred to the committee on ways and means.

Mr. Meyer offered for the consideration of the House a resolution, in the words following:

Whereas, The selected men of the National Army of the United States assigned to Camp Upton, held an inspiring parade in the city of New York in September last at the time of their departure to commence their military training for the defense of their country; and,

Whereas, For the past three months the officers and men of the National Army with unparalleled zeal and devotion have been preparing themselves for the service in France shortly to come; and,

Whereas, The people of the city and State of New York are immensely proud of the National Army and eager to see the splendid results of their intensive training before they leave for Europe.

Resolved (if the Senate concur), That the Legislature invite and it does hereby invite the commanding officer of the Seventy-seventh Division, National Army of the United States at Camp Upton, L. I., to parade his division, or so much thereof as he may deem expedient, in the city of New York on Washington's Birthday, February 22d, in order that the people of the city may have an opportunity to view the great results that have been accomplished in the training of their citizen army, and be inspired to a greater realization to do their share in the winning of the war; and be it further

Resolved, That the Governor of the State be and hereby is requested to transfer copies of this resolution to the commanding officer, Seventy-seventh Division, National Army, Camp Upton, L. I., and the Secretary of War.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Belknap offered for the consideration of the House a resolution, in the words following:

Whereas, It is reported in the public press that the Western New York Horticultural Society in session at Rochester last week adopted resolutions, declaring among other things, "that the farmers do here and now express their deep resentment of the injection of politics into agriculture at this time, and demand the administration of our agricultural affairs purely on a business basis"; and,

Whereas, The purport of these resolutions, if correctly reported, seems clearly to indicate a total loss of confidence on the part of

the farming community in the effectiveness of the Farms and Markets Department; and,

Whereas, It is of vital importance to the interest of the State and the Nation as well that the Legislature shall at once do its part to reassure the farmers and correct the conditions complained of; therefore, be it

Resolved, That the committee on agriculture of this Assembly be and it is hereby requested to consider and report at its earliest convenience such remedies as in its opinion the Legislature ought to apply to make the administration of the Department of Farms and Markets a business and not a political affair.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That on Tuesday, February fifth, at twelve o'clock noon, the Assembly proceed to nominate a candidate for Regent of the University in place of William Nottingham, whose term of office is about to expire.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. F. A. Wells called up his resolution in relation to indorsing the movement to raise money for the rebuilding of the destroyed French cities and towns introduced Jan. 4th, and laid on the table under the rule.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Meyer gives notice that he will move on Tuesday, Feb. 5, 1918, to suspend Rule 16 for the purpose of calling up for consideration his resolution introduced Monday evening, Feb. 4th, in reference to inviting the National Army at Camp Upton to parade on Feb. 22, 1918.

Mr. Brownlee was excused from the sessions of the week on account of illness.

Mr. Lord, Mr. A. Taylor and Mr. Bloomfield were excused from the session of the day.

Mr. Havican and Mr. H. C. Mitchell were excused on account of illness in the family.

The privileges of the floor were extended to Hon. Floyd Hopkins.

On motion of Mr. Adler, the House adjourned out of respect to the memory of William Temple Emmet.

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## TUESDAY, FEBRUARY 5, 1918

The House met pursuant to adjournment.

Prayer by Rev. P. A. Macdonald, Saratoga Spa.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Seventh Annual Report of the State Institute for the Study of Malignant Disease, which was laid upon the table and ordered printed.

(See Document.)

Mr. Duke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing" (Int. No. 363), which was read the first time and referred to the committee on codes.

Mr. E. H. Miller introduced a bill entitled "An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx" (Int. No. 364), which was read the first time and referred to the committee on affairs of cities.

Mr. Amos introduced a bill entitled "An act to amend the Election Law, in relation to voting by persons absent from the county in which they are qualified to vote" (Int. No. 365), which was read the first time and referred to the committee on judiciary.

Mr. Fearon introduced a bill entitled "An act to amend the Election Law, in relation to increasing the number of deputies to be appointed by the State Superintendent of Elections" (Int. No. 366), which was read the first time and referred to the committee on the judiciary.

Mr. Crane introduced a bill entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of



Onondaga, and prescribing the powers and duties of the auditor,' generally" (Int. No. 367), which was read the first time and referred to the committee on internal affairs.

Mr. Bewley introduced a bill entitled "An act to amend the Conservation Law, in relation to the compensation of game protectors" (Int. No. 368), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the rating of game protectors" (Int. No. 369), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to salary of forest rangers" (Int. No. 370), which was read the first time and referred to the committee on conservation.

Mr. Tyler introduced a bill entitled "An act to amend the General City Law, in relation to power of cities to borrow or raise moneys to replace revenues from excise taxes" (Int. No. 371), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend chapter three hundred and nine of the Laws of nineteen hundred and two, entitled 'An act to provide a purchasing agent for the county of Monroe, and to repeal certain existing provisions of law relative thereto,' in relation to bids" (Int. No. 372), which was read the first time and referred to the committee on internal affairs.

Mr. Fenner introduced a bill entitled "An act to amend the Public Buildings Law, in relation to the powers of the Trustees of Public Buildings to retire certain employees in such department" (Int. No. 373), which was read the first time and referred to the committee on ways and means.

Mr. Tyler introduced a bill entitled "An act to authorize the construction of a bridge over the Cayuga and Seneca canal at Lake street, in the city of Geneva, Ontario county" (Int. No. 374), which was read the first time and referred to the committee on ways and means.

Mr. McDonald introduced a bill entitled "An act requiring the upper platform of the West Farms subway station at One Hun-



dred and Seventy-seventh street in the borough of the Bronx to be enclosed and covered" (Int. No. 375), which was read the first time and referred to the committee on railroads.

Mr. Duke introduced a bill entitled "An act to amend the County Law, in relation to county tuberculosis hospitals" (Int. No. 376), which was read the first time and referred to the committee on internal affairs.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Malone (No. 147, Int. No. 147), entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,' in relation to buildings not included within the provisions of such act," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Cheney, Hager, Murphy.

Also, Assembly bill introduced by Mr. Witter (No. 53, Int. No. 53), entitled "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, H. L. Ames, Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. McGinnies (No. 245, Int. No. 242), entitled "An act to amend the Town Law, generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, H. L. Ames, Alvord, Parsons, Belknap.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Fearon (No. 64, Int. No. 64), entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled

‘An act to establish a State college of forestry at Syracuse University and making an appropriation therefor.’ ”

Also, the bill introduced by Mr. Fearon (No. 275, Int. No. 90), entitled “An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled ‘An act in relation to the municipal court of the city of Syracuse,’ generally.”

Also, the bill introduced by Mr. Machold (No. 189, Int. No. 189), entitled “An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs.”

Also, the bill introduced by Mr. Fearon (No. 89, Int. No. 89), entitled “An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled ‘An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,’ in relation to acting justice of such court, and the division of such court into two parts.”

Also, the bill introduced by Mr. F. A. Wells (No. 78, Int. No. 78), entitled “An act making appropriations for the New York Guard.”

Also, the bill introduced by Mr. Machold (No. 128, Int. No. 128), entitled “An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor.”

Also, the bill introduced by Mr. Blakely (No. 244, Int. No. 122), entitled “An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled ‘An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,’ in relation to State and county taxes and the payment thereof.”

Also, the bill introduced by Mr. Fearon (No. 59, Int. No. 59), entitled “An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled ‘An act to provide for the construction of intercepting sewers in and for the city of Syracuse,’ in relation to rate of interest on bonds.”

Also, the bill introduced by Mr. Fearon (No. 131, Int. No. 131), entitled “An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds.”

reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases." (No. 351, Int. No. 58.)

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 112, Int. No. 112) entitled "An act to amend the Election Law, in relation to the right of soldiers and sailors to vote in time of war."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. F. A. Wells moved to amend as follows:

Page 2, line 1, after "thereof" insert in italics "together with the number of voters of said town or city, except the city of New York, absent from their respective election districts in time of war in the actual military service of this State or of the United States in the army or navy thereof,".

Line 26, after "kind" insert in italics ", except war ballots on local option questions,".

Page 3, line 9, after period insert in italics "The official war ballots prepared and printed for use in voting on local option questions shall be delivered by the Secretary of State to the respective town clerks of the towns in which such questions are to be voted upon, and such town clerk shall mail two such ballots together with a return post paid envelope to each such absent voter whose address may be furnished him or which he shall know, such envelope shall be gummed, ready for sealing, and upon one side thereof shall be printed the following: The Secretary of State, Albany, New York, and upon the same side and in the upper left corner thereof shall be printed in substantially the following form the following:

Name ..... Residence (street and number, if any) ..... County of .....  
Town of ..... I certify that this envelope was handed me by ..... above named, and that the envelope was securely sealed when handed me.

.....  
Commanding Officer

such envelope and ballots shall be mailed in time for use at the election for which said ballots have been prepared, and such absent voter shall make such ballot in the manner provided for voting and return such ballot so marked and enclosed and securely sealed in such post paid envelope to the Secretary of State within sixty days from the date of mailing by such town clerk."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. F. A. Wells, said bill was ordered reprinted and recommitted to said committee.

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of the bill (No. 139, Int. No. 139) entitled "An act to provide for a moratorium on certain classes of property, in favor of soldiers, sailors and marines in the active service of the United States, and their dependents, and in favor of other persons under certain circumstances, during the period of the war."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Amos moved to amend as follows:

Page 2, between lines 3 and 4, insert the following:

"§ 2. The execution or enforcement of any judgment, order or decree of any kind and of any levy, right of entry or foreclosure, lien, power of sale, forfeiture or default which may hereafter be entered or rendered or which may exist or arise during the continuance of the present war between the United States and the German Empire and its allies and for a period of six months thereafter, by reason of the default in payment of the principal sum or any portion thereof of a mortgage on real estate, is hereby suspended, provided that no default be made for a period of six months or more in the payment of interest, taxes or insurance premiums required to be paid by the terms of such mortgage.

"§ 3. If such default be made and continue for a period of six months or more as described in section two of this act, foreclosure proceedings on such mortgage may be commenced and a receiver may be appointed for such property on the application of the mortgagee for his protection. Thereafter such receiver shall have the charge and control of such property and all income shall be collected by him and shall be applied, after the expenses

of such receivership are paid, to the payment of interest, taxes and insurance premiums on such property past due and as they become due and the surplus, if any, shall be applied to the reduction of the principal sum remaining due on said mortgage."

Page 2, line 4, strike out the figure "2" and insert in lieu thereof the figure "4".

Page 2, line 6, after the word "act" insert the following: "except the right of foreclosure of mortgage on real estate by reason of failure of payment of the principal sum or any installment thereof or on default in payment of interest, taxes or insurance for a period of six months as prescribed in section two of this act,".

Page 2, line 17, strike out the figure "3" and insert the figure "5".

Page 2, line 18, strike out the word "two" and insert the word "four".

Page 2, line 25, strike out the figure "4" and insert the figure "6".

Page 2, line 26, strike out the word "two" and insert the word "four".

Page 3, line 12, strike out the figure "5" and insert the figure "7".

Page 3, line 13, strike out the words "two, three and" and insert in lieu thereof the following: ", five and six".

Page 3, line 21, strike out the figure "6" and insert the figure "8".

Page 3, line 21, strike out the word "No" and insert the word "A".

Page 3, line 21, after the comma following the word "decree" strike out the words "and no" and insert the word "or".

Page 3, line 23, strike out the word "except" and insert in lieu thereof the words "not only".

Page 3, line 24, strike out the word "unless" and insert in lieu thereof the words "but also to any other person or persons when the".

Page 3, line 25, strike out the word "such".

Page 4, line 1, strike out the figure "7" and insert the figure "9".

Page 4, line 11, strike out the figure "8" and insert the figure "10".

Page 4, line 19, strike out the figure "9" and insert the figure "11".

Page 4, line 19, before the word "This" insert the following: "Section one of this act shall not apply to any judgment, order or decree or to any right or power as aforesaid, for:

“a. The recovery of wages or salary;

“b. Moneys due in any trust or fiduciary capacity;

“Sections two, four, five, six, seven and eight of”.

Page 4, line 19, strike out the capital “T” in the word “This” and insert a small “t”.

Page 4, line 25, strike out the figure “10” and insert the figure “12”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Davis E C	Hooper	McWhinney	Snyder
Allen	Davis G T	Jenks	Mead C L	Soule
Alvord	Decker	Johnson E A	Meyer	Sutherland
Ames D H	Donohoe	Johnson L W	Miller E H	Tallett
Ames H L	Donohue	Judson	Morris	Talmage
Amos	Duke	Karlin	Murphy	Thayer
Bates	Ellenbogen	Kasson	Nesbitt	Tuckerman
Belknap	Fallon	Kennedy	Orr	Twomey
Bewley	Fearon	Kenyon	Parsons	Tyler
Blakely	Feigenbaum	Lattin	Peck	Voorhees
Bourke	Fenner	Leininger	Pierce	Waldman
Brackley	Fitzgerald	Link	Prangen	Wells F A
Brink	Franchot	Lown	Pratt	Wells L H
Brush	Gaffers	Machold	Richford	Welsh
Caulfield	Gage	Malone	Rosenberg	Wheelock
Cheney	Gardner	Martin	Rowe	Whitcomb
Olaessens	Garfinkel	McArdle	Seelye	Whitehorn
Coles	Gaylord	McCue	Shannon	Williams
Copeley	Gitlow	McDonald	Shiplacoff	Wiltzie
Orane	Graham	McGinnies	Showers	Winter
Ourley	Hager	McKee	Slacer	Witter
Davies A E	Hamill	McLaughlin	Smith E A	Youker
Davies E O	Harris	McNab	Smith H W	Speaker

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 75, Int. No. 75) entitled “An act to amend the Prison Law, in relation to a deputy superintendent of State prisons and the clerk to such superintendent,” having been announced,

Debate was had thereon, when Mr. Adler moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 90

NOES 10

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McNab	Snyder
Alvord	Davis E C	Jenks	Mead C L	Soule
Ames D H	Davis G T	Johnson E A	Meyer	Sutherland
Ames H L	Decker	Johnson L W	Miller E H	Tallett
Amos	Donohoe	Kasson	Morris	Talmage
Bates	Donohue	Kennedy	Murphy	Thayer
Belknap	Fallon	Lattin	Nesbitt	Tuckerman
Bewley	Fearon	Leininger	Peck	Tyler
Blakely	Fenner	Link	Pierce	Voorhees
Bourke	Fitzgerald	Lown	Prangen	Wells F A
Brackley	Franchot	Malone	Pratt	Wells L H
Brink	Gaffers	Martin	Richford	Welsh
Brush	Gage	McArdle	Rowe	Wheelock
Cheney	Gardner	McCue	Seelye	Whitcomb
Coles	Gaylord	McDonald	Shannon	Williams
Copeley	Graham	McGinnies	Showers	Wiltzie
Curley	Hager	McKee	Smith E A	Witter
Davies A E	Hamill	McLaughlin	Smith H W	Youker

Those who voted in the negative were:

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 37, Int. No. 37) entitled "An act to amend chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," having been announced,



Debate was had thereon, when Mr. Adler moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 80

NOES 32

Those who voted in the affirmative were:

Adler	Orane	Gaylord	McNab	Soule
Allen	Davies A E	Graham	McWhinney	Tallett
Alvord	Davies E O	Hager	Mead C L	Talmage
Ames D H	Davis E C	Harris	Meyer	Thayer
Ames H L	Davis G T	Jenks	Murphy	Tuckerman
Amos	Donohoe	Johnson E A	Nesbitt	Tyler
Bates	Duke	Johnson L W	Peck	Voorhees
Bewley	Ellenbogen	Judson	Pierce	Wells F A
Blakely	Fallon	Kasson	Prangen	Wells L H
Bourke	Fearon	Kenyon	Pratt	Welsh
Brink	Fenner	Lattin	Richford	Wheelock
Brush	Fitzgerald	Lown	Rowe	Whitcomb
Caulfield	Franchot	Machold	Seelye	Williams
Cheney	Gaffers	Malone	Showers	Wiltsie
Coles	Gage	Martin	Slacer	Witter
Copeley	Gardner	McGinnies	Snyder	Youker

Those who voted in the negative were:

Belknap	Feigenbaum	Link	Morris	Smith E A
Brackley	Garfinkel	McArdle	Orr	Smith H W
Chaessens	Gitlow	McDonald	Parsons	Sutherland
Curley	Hamill	McKee	Rosenberg	Waldman
Decker	Karlin	McLaughlin	Shannon	Whitehorn
Donohue	Kennedy	Miller E H	Shiplacoff	Winter
Farrell	Leininger			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

On motion of Mr. Adler, and pursuant to resolution heretofore adopted, the House proceeded to nominate a candidate for Regent of the University in place of William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, whose term of office will expire on the first day of April, 1918.



Whereupon in open session each member as his name was called by the Clerk rose in his place and by *viva voce* vote named the following for Regent of the University in place of William Nottingham:

### FOR WILLIAM NOTTINGHAM

Adler	Davies E O	Harris	McNab	Smith H W
Allen	Davis E C	Jenks	McWhinney	Snyder
Alvord	Davis G T	Johnson E A	Mead C L	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Donohoe	Judson	Miller E H	Tallett
Amos	Donohue	Kasson	Morris	Talmage
Bates	Duke	Kennedy	Murphy	Thayer
Belknap	Ellenbogen	Kenyon	Nesbitt	Tuckerman
Bewley	Fallon	Lattin	Parsons	Tyler
Blakely	Farrell	Leininger	Peck	Voorhees
Bourke	Fearon	Link	Pierce	Wells F A
Brackley	Fenner	Lown	Prangen	Wells L H
Brink	Fitzgerald	Machold	Pratt	Welsh
Brush	Franchot	Malone	Richford	Wheelock
Caulfield	Gaffers	Martin	Rowe	Whitcomb
Cheney	Gage	McArdle	Seelye	Williams
Coles	Gardner	McDonald	Shannon	Wiltzie
Copeley	Gaylord	McGinnies	Showers	Witter
Crane	Graham	McKee	Slacer	Youker
Curley	Hager	McLaughlin	Smith E A	Speaker
Davies A E	Hamill			

### FOR HENRY W. L. DANA

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Whole number of votes.....	112
William Nottingham received .....	102
Henry W. L. Dana received.....	10

A quorum of all the members elected to the Assembly having voted, and a majority having named William Nottingham as their choice, Mr. Speaker declared William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly elected on the part of the Assembly a Regent of the University to succeed William Nottingham whose term of office will expire on the first day of April, 1918.

The bill (No. 45, Int. No. 45) entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to

the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Meyer	Soule
Ames D H	Decker	Johnson L W	Miller E H	Sutherland
Ames H L	Donohoe	Judson	Morris	Tallett
Amos	Donohue	Karlin	Murphy	Talmage
Bates	Duke	Kasson	Nesbitt	Thayer
Belknap	Ellenbogen	Kennedy	Orr	Tuckerman
Bewley	Fallon	Kenyon	Parsons	Tyler
Blakely	Fearon	Lattin	Peck	Voorhees
Bourke	Feigenbaum	Leininger	Pierce	Waldman
Brackley	Fenner	Link	Prangen	Wells F A
Brink	Fitzgerald	Lown	Pratt	Wells L H
Brownlee	Franchot	Machold	Richford	Welsh
Brush	Gaffers	Malone	Rosenberg	Wheelock
Caulfield	Gage	Martin	Rowe	Whitcomb
Cheney	Gardner	McArdle	Seelye	Whitehorn
Claessens	Garfinkel	McCue	Shannon	Williams
Coles	Gaylord	McDonald	Shiplacoff	Wiltsie
Copeley	Gitlow	McGinnies	Showers	Winter
Crane	Graham	McKee	Slacer	Witter
Curley	Hager	McLaughlin	Smith E A	Youker
Davies A E	Hamill	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 52, Int. No. 52) entitled "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Meyer	Soule

Ames D H	Decker	Johnson L W	Miller E H	Sutherland
Ames H L	Donohoe	Judson	Morris	Tallett
Amos	Donohue	Karlin	Murphy	Talmage
Bates	Duke	Kasson	Nesbitt	Thayer
Belknap	Ellenbogen	Kennedy	Orr	Tuckerman
Bewley	Fallon	Kenyon	Parsons	Tyler
Blakely	Fearon	Lattin	Peck	Voorhees
Bourke	Feigenbaum	Leininger	Pierce	Waldman
Brackley	Fenner	Link	Prangen	Wells F A
Brink	Fitzgerald	Lown	Pratt	Wells L H
Brownlee	Franchot	Machold	Richford	Welsh
Brush	Gaffers	Malone	Rosenberg	Wheelock
Caulfield	Gage	Martin	Rowe	Whitcomb
Cheney	Gardner	McArdle	Seelye	Whitehorn
Claessens	Garfinkel	McCue	Shannon	Williams
Coles	Gaylord	McDonald	Shiplacoff	Wiltzie
Copeley	Gitlow	McGinnies	Showers	Winter
Crane	Graham	McKee	Slacer	Witter
Curley	Hager	McLaughlin	Smith E A	Youker
Davies A E	Hamill	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 64, Int. No. 64) entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University and making an appropriation therefor,'" having been announced,

Mr. Waldman moved to amend as follows:

Insert on page 3, line 16, after word "Instruction" the following: ", and with the advice and consent of the faculty, shall prescribe".

Page 3, strike out all of lines 11, 12 and 13 and insert in the place thereof the following: "To employ and, by majority vote of all members, remove or suspend rangers, superintendents, clerks and assistants. Upon the recommendation of the faculty they may censure, suspend or remove members of the faculty, instructors, investigators, and experts."

“The faculty may by a majority vote of all its members, recommend to the board of trustees the censure, suspension or removal of any of its members, instructors, investigators, and experts for misconduct, incapacity or neglect of duty; provided that at least two weeks' previous notice of the proposed act and a copy of the charges shall have been given to the accused.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 189, Int. No. 189) entitled “An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs,” was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 275, Int. No. 90) entitled “An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled ‘An act in relation to the municipal court of the city of Syracuse,’ generally,” was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

Pursuant to notice, Mr. Meyer moved to suspend Rule 16 for the purpose of calling up and considering his resolution in regard to a parade of the seventh division of the National Army on Feb. 22d introduced Feb. 4th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said resolution of Mr. Meyer, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Adler called up his motion to amend Assembly Rules 2, 11, 12, 16, 18 and 50, consideration of which was set down for this day.

Mr. Adler offered for the consideration of the House a resolution, in words following:

Resolved, That subdivision 4 of Rule 2 and Rules 11, 12, 16, 18 and 50 be and hereby are amended to read as follows:

Rule 2, subdivision 4. He may [substitute] designate by an appointment in writing duly entered upon the journal of the House, any member to perform the duties of the chair for a period, not exceeding two consecutive days, but for no longer period, except by special consent of the House [...] and the member so designated shall be during the time for which he is designated, vested with all the powers and duties conferred by these rules and section 40 of the Legislative Law.

Rule 11. Every message from the Senate communicating an amendment shall, if objection is made to immediate consideration, be referred to the committee which reported the measure proposed to be amended, with power to report at any time.

Rule 12. Unless a bill shall have been made a special order under Rule 23 no bill shall be considered for third reading until it shall have been on the printed calendar of the House on two legislative days on that order, except where made a special order by report of the committee on rules, in which case it may be considered on second and third reading on the same day, provided it shall have been on the printed calendar of the House on two legislative days.

### OF RESOLUTIONS.

Rule 16. The following motions and resolutions shall be considered privileged and their presentation and consideration shall be in order under any order of business.

Resolutions recalling a bill from the Governor, the Senate or the mayor of a city; resolutions returning a bill to the Governor or Senate; resolutions relating to the disposition of matters immediately before the House; resolutions relating to the business of the day, including adjournment or recess; resolutions relating to the impeachment of State or judicial officers or members; resolutions relating to printing bills or documents or providing supplies to be furnished the House or a committee.

All resolutions concurrent or otherwise, other than privileged resolutions, unless referred on motion or under rules 17 and 18 shall, if they give rise to debate, lie over one day for consideration, after which they may be called up and considered, under their appropriate order of business, upon one week's notice in writing specifying the date for such consideration:

Messages from the Senate communicating a concurrent resolution shall, if objection is made to immediate consideration, be

referred to appropriate committees with power to report at any time.

Rule 18. All other resolutions calling for or leading to expenditures shall be referred to [, and reported on, by] the committee on ways and means, unless the House shall designate some other committee.

Rule 50. In all cases where unanimous consent is asked for advancing a bill or entertaining a motion or resolution out of its order, it shall be the duty of the Speaker to [order a roll call for the purpose of determining] proclaim such request and determine if such consent will be granted.

Debate was had.

Mr. Donohue moved to amend as follows:

Amend the amendment to Rule 16 by adding to the second section thereof, which defines the classes of motions and resolutions which shall be considered privileged the following at the end thereof in italics: “ ; resolutions containing calls for information from State officers or departments ”.

Debate was continued.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Donohue, and it was determined in the negative.

Debate was continued.

Mr. Adler moved that the House consider each proposed amended rule separately.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the question to be on the adoption of the proposed amendment to subdivision 4 of Rule 2.

Debate was had.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker announced the question to be upon the adoption of the proposed amendment to Rule 11.

Debate was had.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker announced the question to be upon the adoption of the proposed amendment to Rule 12.

Debate was had.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker announced the question to be upon the adoption of the proposed amendment to Rule 16.

Debate was had.

Mr. Speaker put the question whether the House would agree to said amendment, and on a division of the House the vote was announced ayes 72, noes 31.

Mr. Whitehorn raised the point of order that under Rule 55 the proposed amendment was lost.

Mr. Speaker held the point of order well taken.

Mr. Adler moved to reconsider the vote by which said amendment was lost.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Adler then moved the adoption of the proposed amendment to Rule 16.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

AYES 80

NOES 34

Those who voted in the affirmative were:

Adler	Davies E O	Graham	McNab	Soule
Allen	Davis E C	Hager	McWhinney	Tallett
Alvord	Davis G T	Harris	Mead C L	Talmage
Ames D H	Donohoe	Hooper	Meyer	Thayer
Ames H L	Duke	Jenks	Murphy	Tuckerman
Amos	Ellenbogen	Johnson E A	Nesbitt	Tyler
Bates	Fallon	Johnson L W	Peck	Voorhees
Bewley	Fearon	Judson	Pierce	Wells F A
Blakely	Fenner	Kasson	Prangen	Wells L H
Brink	Fitzgerald	Kenyon	Pratt	Welsh
Brush	Flynn	Lattin	Richford	Wheelock
Cheney	Franchot	Lown	Rowe	Whitcomb
Coles	Gaffers	Machold	Seelye	Williams
Copeley	Gage	Malone	Showers	Wiltzie
Crane	Gardner	Martin	Slacer	Witter
Davies A E	Gaylord	McGinnies	Snyder	Youker

Those who voted in the negative were:

Belknap	Donohue	Leininger	Morris	Smith H W
Bourke	Farrell	Link	Orr	Sutherland

Brackley	Feigenbaum	McArdle	Parsons	Twomey
Caulfield	Garfinkel	McCue	Rosenberg	Waldman
Claessens	Gitlow	McKee	Shannon	Whitehorn
Curley	Karlin	McLaughlin	Shiplacoff	Winter
Decker	Kennedy	Miller E H	Smith E A	

Mr. Speaker announced the question to be upon the adoption of the proposed amendment to Rule 18.

Debate was had.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker announced the question to be upon the adoption of the proposed amendment to Rule 50.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Malone offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of the Assembly be directed to have all notices of Assembly committee meetings duly posted on bulletin boards, and to have some person in charge of the same to give all necessary information with regard thereto as is desired by members and others, and at an expense not exceeding three hundred dollars for the entire session, payable out of the contingent fund of the House on the certificate of the said Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Snyder
Allen	Davis E C	Harris	McWhinney	Soule
Alvord	Davis G T	Hooper	Mead C L	Sutherland
Ames D H	Decker	Jenks	Meyer	Tallett
Ames H L	Donohoe	Johnson E A	Miller E H	Talmage
Amos	Donohue	Johnson L W	Morris	Thayer
Bates	Duke	Judson	Murphy	Trahan
Belknap	Ellenbogen	Karlin	Nesbitt	Tuckerman
Bewley	Fallon	Kasson	Orr	Twomey
Blakely	Farrell	Kennedy	Parsons	Tyler
Bourke	Fearon	Kenyon	Peck	Voorhees
Brackley	Feigenbaum	Lattin	Pierce	Waldman
Braun	Fenner	Leininger	Prangen	Wells F A



Brink	Fitzgerald	Link	Pratt	Wells L H
Brownlee	Franchot	Lown	Richford	Welsh
Brush	Gaffers	Machold	Rosenberg	Wheelock
Caulfield	Gage	Malone	Rowe	Whitcomb
Cheney	Gardner	Martin	Seelye	Whitehorn
Olaessens	Garfinkel	McArdle	Shannon	Williams
Coles	Gaylord	McCue	Shiplacoff	Wiltsie
Copeley	Gitlow	McDonald	Showers	Winter
Crane	Goldberg	McGinnies	Slacer	Witter
Curley	Graham	McKee	Smith E A	Youker
Davies A E	Hager	McLaughlin	Smith H W	

The Senate returned the bill (No. 40, Int. No. 40), entitled "An act making an appropriation to provide moneys for the compensation of the legislative librarian, assistant librarians and messenger," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

### WEDNESDAY, FEBRUARY 6, 1918

The House met pursuant to adjournment.

Prayer by Rev. D. L. Fisher, Potsdam.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Blakely introduced a bill entitled "An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor" (Int. No. 377), which was read the first time and referred to the committee on ways and means.

Mr. Brink introduced a bill entitled "An act to confirm a sale and deed to Silas Krom of a certain parcel of real estate in the town of Marbletown, Ulster county, and to release to him all the right, title and interest of the people of the State of New York in and to such parcel" (Int. No. 378), which was read the first time and referred to the committee on ways and means.

Mr. G. T. Davis introduced a bill entitled "An act to extend the time of the Rome and Osceola Railroad Company to complete the

construction of its road and put it in operation " (Int. No. 379), which was read the first time and referred to the committee on rail roads.

Mr. Ellenbogen introduced a bill entitled "An act to repeal article twenty-two of the General Business Law and section fourteen of the Stock Corporation Law relating to monopolies and contracts in restraint of trade" (Int. No. 380), which was read the first time and referred to the committee on general laws.

Mr. Franchot introduced a bill entitled "An act to amend the General City Law, generally" (Int. No. 381), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to amend the Election Law, in relation to compensation of commissioners of elections in certain counties" (Int. No. 382), which was read the first time and referred to the committee on the judiciary.

Mr. Meyer introduced a bill entitled "An act to amend the Greater New York charter, in relation to payments by the city to certain charitable and other institutions" (Int. No. 383), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the State Charities Law, in regard to the organization, powers and duties of the State Board of Charities; to abolish the office of Fiscal Supervisor of State Charities, the Commission on Sites, Ground and Buildings and the Board of Examiners of Feeble-minded, Criminals and Other Defectives; to amend the General Municipal Law in regard to payments by counties, cities, towns and villages to certain charitable and other institutions; to amend the State Finance Law in regard to the accounts of public officers; and to amend section one hundred and eighteen of the Poor Law" (Int. No. 384), which was read the first time and referred to the committee on ways and means.

Mr. Prangen introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to complaints as to quality and price of gas and electricity" (Int. No. 385), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to seizure of nets and regula-

tions for their use in certain counties ” (Int. No. 386), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Conservation Law, in relation to restricting the taking of crabs ” (Int. No. 387), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Conservation Law, in relation to the purchase of fish eggs and sale of fish ” (Int. No. 388), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Conservation Law, in relation to court procedure ” (Int. No. 389), which was read the first time and referred to the committee on conservation.

Also, “An act to amend section three hundred and twenty-one of the Conservation Law, in relation to the taking of lobsters under certain size ” (Int. No. 390), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Conservation Law, in relation to size of whitefish ” (Int. No. 391), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Conservation Law, in relation to the protection of private lands and waters not parks ” (Int. No. 392), which was read the first time and referred to the committee on conservation.

Also, “An act to amend the Workmen’s Compensation Law, in relation to certain officers and employees of the Conservation Commission ” (Int. No. 393), which was read the first time and referred to the committee on the judiciary.

Mr. Thayer introduced a bill entitled “An act to amend sections six and eight of the State Printing Law ” (Int. No. 394), which was read the first time and referred to the committee on public printing.

Mr. E. A. Smith introduced a bill entitled “An act to amend the Real Property Law, in relation to right of tenants to withhold part payment of rent ” (Int. No. 395), which was read the first time and referred to the committee on general laws.

Mr. Crane introduced a bill entitled “An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled ‘An act to repeal chapter three hundred and thirty

five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation, in relation to settlement of a compensation of damages where a claim was not duly filed with the Court of Claims" (Int. No. 396), which was read the first time and referred to the committee on ways and means.

Mr. Burtnett introduced a bill entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county" (Int. No. 397), which was read the first time and referred to the committee on internal affairs.

Mr. Waldman introduced a bill entitled "An act to amend the Education Law, in relation to limiting powers of trustees and providing for an increase in scholarships and removing the restrictions on recipients" (Int. No. 398), which was read the first time and referred to the committee on public education.

Mr. McGinnies introduced a bill entitled "An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees" (Int. No. 399), which was read the first time and referred to the committee on affairs of cities.

Mr. Gitlow introduced a bill entitled "An act to provide for the support of mothers whose husbands (a) are dead, (b) have deserted them, (c) are in jail, (d) are in insane asylums, or (e) are unable to provide for them and the children on account of health or physical disability. Mothers of illegitimate children are included in this act. Also to provide for the visitation, care and supervision of the family; to especially look out for the education of the children; to provide home life for the fatherless and motherless children, under the guidance of competent guardians; to establish a State board of mother's welfare and to provide for the establishment of county and city boards within the State that shall be under the supervision of the State board of mother's welfare" (Int. No. 400), which was read the first time and referred to the committee on ways and means.

Mr. Link introduced a bill entitled "An act to amend the Labor Law, in relation to record of employment to be given to employees" (Int. No. 401), which was read the first time and referred to the committee on labor and industries.

Mr. Garfinkel introduced a bill entitled "An act to amend the Labor Law, in relation to manufacturing in tenement houses" (Int. No. 402), which was read the first time and referred to the committee on labor and industries.

Mr. L. H. Wells introduced a bill entitled "An act to amend the Highway Law, in relation to completion of contracts" (Int. No. 403), which was read the first time and referred to the committee on internal affairs.

Mr. Lattin introduced a bill entitled "An act in relation to the manner of holding town meetings in the year nineteen hundred and eighteen in certain towns" (Int. No. 404), which was read the first time.

On motion of Mr. Lattin, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on revision.

Mr. Richford introduced a bill entitled "An act to amend the Penal Law and the Prison Law, in relation to sentences to reformatories and imprisonment therein" (Int. No. 405), which was read the first time and referred to the committee on codes.

Mr. Talmage introduced a bill entitled "An act to provide for the repairing of a sea wall heretofore built by the State, to prevent inundation and overflowing of the uplands and highway, between the villages of East Marion and Orient, in the town of Southold, Suffolk county, and making an appropriation therefor" (Int. No. 406), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national

security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the purchase and sale of ice by counties and cities" (Int. No. 407), which was read the first time and referred to the committee on war.

Mr. Parsons introduced a bill entitled "An act to amend the Farms and Markets Law, in relation to the qualification of members of the council and the secretary of the council" (Int. No. 408), which was read the first time and referred to the committee on war.

Mr. Hager introduced a bill entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction" (Int. No. 409), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Machold introduced a bill entitled "An act making appropriations for the maintenance and repair of improved State and county highways" (Int. No. 410), which was read the first time and referred to the committee on ways and means.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Coles (No. 150, Int. No. 150), entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder.

Also, Assembly bill introduced by Mr. E. A. Smith (No. 155, Int. No. 155), entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce Rowe, Lown, Tuckerman, Snyder.

Also, Assembly bill introduced by Mr. Adler (No. 41, Int. No. 41), entitled "An act to amend the Election Law, in relation to time allowed employees to vote at an election," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder.

Also, Assembly bill introduced by Mr. Coles (No. 149, Int. No. 149), entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Brink (No. 94, Int. No. 94), entitled "An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen and declaring the effect of such filing," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Soule, Gage, Brink, Whitcomb, Link, Claessens. which report was agreed to, and said bill placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Thayer (No. 172, Int. No. 172), entitled "An act defining the employment of James Ahern as forest ranger to the Conservation Commission on April thirteenth, nineteen hundred and seventeen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof," reported in favor of the passage of the same, without amendment.



Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Showers, Peck, Smith, E. A. which report was agreed to, and said bill placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Thayer (No. 91, Int. No. 91), entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," reported in favor of the passage of the same, with the following amendment:

On page 2, line 10, take out brackets.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Showers, Peck, Smith, E. A. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. F. A. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. F. A. Wells (No. 113, Int. No. 113), entitled "An act to amend the Military Law, in relation to compensation of employees in armories" reported in favor of the passage of the same, with the following amendments:

Strike out all of section 189 commencing at line 9, page 1, down to and including all of line 12 on page 3 and insert the following:

"§ 189. Compensation of employees in armories. The persons appointed under the provisions of the preceding sections shall receive compensation for the time actually and necessarily employed in their duties, to be fixed by the officer appointing such persons as follows: When employed in armories, armorers, janitors, electricians, and engineers not to exceed four dollars per day. An armorer, janitor, electrician, engineer or laborer appointed by the commanding officer of an organization located in a city who under orders duly issued by such officer performs the whole or any part of his duties outside the limits of such city shall receive the compensation provided for an armorer, janitor, electrician, engineer or laborer employed in an armory located in such city; laborers not to exceed three dollars per day. An armorer employed in an armory occupied by a regiment and lighted by electricity produced by machinery operated within such armory, shall receive not to exceed five dollars per day. Every employee in any armory, after five years' service, shall receive twenty-five cents per day additional compensation; after ten years' service, fifty cents per day additional compensation; after fifteen



years' service, seventy-five cents per day additional compensation; after twenty years' service, one dollar per day additional compensation; after twenty-five years' service, one and twenty-five one-hundredths dollars additional compensation per day. This section, so far as additional compensation is concerned shall be effective from and after the first day of January, one thousand nine hundred and nineteen, and for the purpose of the computation of additional compensation it shall be based upon the number of years in service on January first, one thousand nine hundred and nineteen, and thereafter; nothing herein contained, however, to be construed to entitle an employee to claim additional compensation for services rendered prior to the first day of January, one thousand nine hundred and nineteen. The compensation, as certified to by the officer appointing such persons, under the provisions of the preceding sections, shall be paid semi-monthly upon the certificate of such officer, and shall in counties outside the city of New York be a charge upon the counties constituting the brigade district and within the city of New York upon the county in which such armory is situated; and shall be levied, collected and paid in the same manner as other brigade district or county charges are levied, collected and paid. A commissioned officer in active service shall not be eligible for appointment to, and shall not hold the position of armorer, janitor, electrician, engineer or laborer in any armory. The appointing officer shall grant to each employee a vacation of fourteen days per year with pay.

"§ 2. This act shall take effect immediately."

Those who voted in the affirmative were: Messrs. F. A. Wells, Welsh, Hooper, Prangen, Amos, McArdle and Morris. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. D. H. Ames, from the committee on charitable and religious societies, to which was referred Assembly bill introduced by Mr. Brush (No. 92, Int. No. 92), entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise money for building purposes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. D. H. Ames, Gaylord, Caulfield, Davies, A. E., Fallon, Peck, Hamill, Belknap, Rosenberg.

Also, Assembly bill introduced by Mr. Hager (No. 315, Int. No. 304), entitled "An act to continue the corporate existence of

the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. D. H. Ames, Gaylord, Caulfield, Davies, A. E., Fallon, Peck, Hamill, Belknap, Rosenberg.

which reports were agreed to, and said bill placed on the order of second reading.

The bill (No. 147, Int. No. 147) entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,' in relation to buildings not included within the provisions of such act," was read the second time.

On motion of Mr. Malone, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 245, Int. No. 242) entitled "An act to amend the Town Law, generally," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 53, Int. No. 53) entitled "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 311, Int. No. 300) entitled "An act to amend the Agricultural Law, in relation to licenses for dogs," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Hager	McWhinney	Smith E A
Allen	Davies E O	Harris	Mead C L	Smith H W
Alvord	Davis E C	Hooper	Meyer	Snyder
Ames D H	Davis G T	Jenks	Miller E H	Soule
Ames H L	Decker	Johnson E A	Miller N J	Tallett
Amos	Donohoe	Johnson L W	Mitchell	Talmage
Bates	Donohue	Judson	Morris	Thayer
Belknap	Duke	Karlin	Murphy	Trahan
Bewley	Ellenbogen	Kasson	Nesbitt	Tuckerman
Blakely	Everett	Kennedy	Orr	Twomey
Bloomfield	Fallon	Kenyon	Parsons	Tyler
Bourke	Farrell	Lattin	Peck	Voorhees
Brackley	Fearon	Link	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Fitzgerald	Malone	Richford	Welsh
Caulfield	Franchot	Martin	Rosenberg	Wheelock
Cheney	Gaffers	McArdle	Rowe	Whitcomb
Claessens	Gage	McCue	Seaker	Whitehorn
Coles	Gardner	McDonald	Seelye	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltsie
Crane	Gaylord	McKeon	Shiplacoff	Witter
Crowley	Gitlow	McLaughlin	Showers	Youker
Curley	Graham	McNab	Slacer	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

At eleven-twenty A. M., on motion of Mr. Adler, the House took a recess of thirty minutes.

### ELEVEN O'CLOCK AND FIFTY MINUTES

The House again convened.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that Honorable Body that the Assembly will be ready at the time fixed by concurrent resolution to meet the Senate in joint assembly for the purpose of comparing journals in relation to the election of a Regent in place of William Nottingham.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Adler and McCue.

Mr. Adler, from the committee appointed to wait upon the Senate and inform that Honorable Body that the Assembly would be ready to meet in joint assembly at the time prescribed by concurrent resolution of the Senate and Assembly to compare journals relative to the election of Regent, returned and reported that they had performed that duty.

Senators Robinson and Cullen, a committee on the part of the Senate, appeared before the Assembly and announced that the Senate would be ready to meet in joint assembly at the time prescribed by concurrent resolution of Senate and Assembly to compare journals relative to the election of Regent of the University.

The hour of twelve o'clock noon having arrived the Senate thereupon appeared in the Assembly Chamber whereupon the Lieutenant-Governor declared the Senate and Assembly were in joint assembly for the purpose of electing a Regent of the University in place of William Nottingham, whose term of office will expire on the 1st day of April, 1918.

The Clerk of the Senate then read the journal of the Senate in relation to the election of Regent of the University; the Clerk of the Assembly then read the journal of the Assembly in relation to the election of Regent of the University.

The journals of the two Houses being found to agree the Lieutenant-Governor announced and declared William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly elected a Regent of the University for a term of twelve years, beginning on the 1st day of April, 1918.

The Senate thereupon retired from the Assembly Chamber.

The Speaker announced that the Senate and Assembly having met in joint session for the purpose of comparing journals of Senate and Assembly relative to the election of Regent of the University and the journals of the two Houses being found to agree the Lieutenant-Governor declared William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly elected a Regent of the University for a term of twelve years beginning on the 1st day of April, 1918.

Mr. Copeley offered for the consideration of the House a resolution, in the words following:

Whereas, The House learns with sincere regret of the sudden death at his home in Copenhagen on February fifth of Hon. Henry L. Grant, Member of Assembly from Lewis county from 1914 to 1917; and,

Whereas, His loss will be greatly mourned by his fellow members who held him in honor and esteem.

Resolved, That when the House adjourns to-day it be in respect to his memory, and that a copy of this resolution, suitably engrossed, be transmitted to members of the family.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative by a unanimous rising vote.

The privileges of the floor were extended to Hon. Delos Axtel.

Pursuant to resolution, Mr. Speaker declared the House adjourned out of respect to the memory of the late Henry L. Grant.

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#### THURSDAY, FEBRUARY 7, 1918

The House met pursuant to adjournment.

Prayer by Rev. A. M. VanDerWart.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker: We are favored this morning by the presence of a member of the High Commission of France, Monsieur Louis Aubert, a citizen of that nation which is so loved by us for the great expression of brotherly feeling manifested to this country during the early days of its trials.

Monsieur Aubert comes to us as an experienced man in this world's conflict, one who has served the French Army in the trenches, and it is fitting that he should come at this time, when our hearts are touched by the lines of our press announcing the first catastrophe in the sinking of a transport bearing to the foreign fields of battle the sons of our native land.

To me this message from the foreign battlefields is particularly touching, and I am sure that those of us present, members of this

body, and our guests will be pleased to hear from Monsieur Aubert and it is my pleasure at this time to introduce him.

Mr. Speaker, Gentlemen of the Legislature:

One hundred and forty years ago yesterday, France and the United States signed a treaty of alliance under which war was to be carried on until the independence of your country was assured.

Since the 6th of February, 1778, there has been no anniversary more impressive in the history of the Franco-American friendship than these February days we are now living.

For, to-day without the necessity of an alliance between our countries, our brothers are fighting to the end, not only for the independence of one nation but of all the nations, great and small.

Gentlemen, the hour is well chosen for a rapid survey of their own affairs, made in common, by the peoples of our two countries.

Gentlemen, What are the aims of this war? Several times our enemies have asked us what they are. The whole world knows them now and no words have done more to strengthen the morale of France than the words of the last address of President Wilson, when, speaking of Alsace-Lorraine, he said: The wrong should be righted in order that peace may once more be made secure in the interest of all. There is not one of those words which did not strike to the very bottom of the heart of the people of France.

The wrong which should be righted. Yes, the question of Alsace-Lorraine is a question of right and the words spoken by your President sound like a sentence of justice.

"In order that peace may once more be made secure." Yes, to the world which, forty-seven years ago, remained deaf to the protestation of the Alsatian-Lorrainers when they were torn away from France by German brute force, it appears to-day that this question of Alsace-Lorraine is the essential condition of a durable world peace.

"In the interest of all." Yes, the question of Alsace-Lorraine is not only a national claim of France but, because it is a question of justice, because it is a condition of international peace, it concerns all the nations and, as such, it is one of the war aims of America.

Gentlemen, there is no one in France who doubts the sentiments of America toward my country. But what moves us so deeply in the words of the President is the fact that, if America is concerned with the problem of Alsace-Lorraine, it is neither out of gratitude or out of interest. It is not to give safety to France who once gave Liberty to America; it is neither for France's

interest nor for America's interest, although the fact is evident that without France there can be no safety for the democracy of the world and without Alsace-Lorraine, there can be no safety for France. No, your President has well defined the question: it is one of right and wrong. The crime against Alsace-Lorraine having been a crime against the spirit of democracy was a crime against civilization.

Gentlemen, since we agree on the origins of this war, on the necessity of carrying it on to the end and on the main problems to which it will bring a final solution, it is not strange that an overwhelming feeling of confidence prevails in our two countries.

I doubt whether in the history of the world a purer, more disinterested friendship ever existed between two nations!

A few days ago, the French government deemed it necessary to reduce the bread consumption in France to ten ounces per person a day. What was told those women, those children, to justify such a restrictive measure? They were told that if they economized the wheat which has to be imported from over-seas, there would be more ships for the transportation of the American soldiers to France, and, on this sole affirmation, the new sacrifice was readily accepted.

Here, in this country, what is told your farmers, what is told the millions of consumers by your Food Administration? The farmers are told to increase their crops, the women are told to save bread because the Allies beyond the seas, FRANCE, has need of your wheat to bear the blows of the German armies until American troops are transported over there, and your nation, accustomed to comfort, is immediately disposed to every sacrifice.

Gentlemen, with such an unanimity of purpose, with such an unanimity of sentiments, with such consciousness of our rights and of our strength, we are sure of the final result. But let not this thought lead us to a vain optimism. Let us count upon no one but ourselves to hasten the end of this horrible war. Let us not rely on the collapse of our enemies. Many of your newspapers, in the last few days, have published news of strikes in Germany, as if they were heralding the beginning of a revolution.

Gentlemen, let us harbor no illusions! There will be no revolution in Germany so long as the German army is willing to remain in the trenches and the German government is very careful to prevent the soldiers at the front from ever hearing of the complaints, the sufferings and the revolts behind the lines.

Let us remember every moment that the war will be short on the condition that we make it short. It is a question of method, of organization. And I must say that in France there is a profound admiration for the immense effort of your country which,



in a few months, has transformed an immense organization of peace into a tremendous machine of war, raised a huge army, equipped it, armed it and partly transported it across the seas.

I can tell you what, at Washington, every day, at the High Commission of the French Republic, we, who have the responsibility of the collaboration with your government, are amazed at the vast amount of work performed by the men responsible for your administration.

When we explain to them that France needs bread urgently, when we explain that France requires gasoline, there is nothing left undone to give us satisfaction within the shortest possible time.

All our common resources are pooled in the common service. If it is necessary, in the better interest of our cause, that your artillery be manufactured in France and if, on the other hand, you are better equipped than we are for the manufacture of aeroplane motors, each country is ready to accomplish for the benefit of the other, or rather for the benefit of the common cause, the work which it is best prepared to perform.

The actual population of France, since the loss of our northern province, is not more than 35,000,000 of men and one can confirm that more than one million of French soldiers were killed, and one million more have been wounded or taken prisoners. However, just now 4,700,000 men are mobilized in France and from that number about three million are in the war zone. We are now still holding after three and one-half years of war about two-thirds of the western front, and in spite of that we have very large forces in Salonica, and we were able to send thousands of men to the rescue of Italy at the first summons. So we can confirm that France is not bled white. On the other hand we have lost from the very beginning of the war most of our coal mines in the northern part of France and more than eighty per cent of our iron deposits. In spite of these drawbacks we have been able to reorganize our industrial life and to give our army more than 15,000 guns. To fit these guns over 300,000 shells are turned out every day. Now outside of the supplying of our army we have been able to supply since the beginning of the war to our allies one million and a half of rifles, 15,000 automatic rifles, and 20,000 machine guns, about 5,000 aeroplanes and 2,500 guns. We are now furnishing artillery to the American army. But in order to be able to have so many men on the front, and in order to be able to have men enough in our factories to satisfy the industrial needs of this war, all available men had to be taken out of the country, so that France in spite of the splendid energy



of the old people, the women and the children, last year was only able to raise less than half of the average production in crops. France has been obliged to sacrifice all industries which are not specially needed by war, even shipbuilding. So our two most urgent needs are in the matter of food and in the matter of ships. So we appeal to America to concentrate her enormous resources and splendid energy to the supplying of these two immediate needs for France; food and ships.

Sometimes one may detect in your conversations or in your press a certain nervousness: some seem to fear that you do not do enough or that you do not do it quickly enough. It is a noble feeling which we too have known in France; but, Gentlemen, it should not weaken our energies one whit.

The hour is serious! The last news which we have received confirms the concentration of a large number of fresh German troops in the West. It also tells us of the first loss which you have sustained in transporting your troops abroad. Nevertheless, France which, after three years and a half of war, still holds nearly two-thirds of the Occidental front is confident and she will hold it until the day when the American army will be there in full strength.

The first vanguard has had already its contact with the enemy. The rest will soon be there!

So, to hasten the hour of deliverance, let the war be the sole object, night and day, of our thoughts, of our actions and of our prayers!

Mr. D. H. Ames introduced a bill entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice" (Int. No. 411), which was read the first time and referred to the committee on affairs of cities.

Mr. Amos, by request, introduced a bill entitled "An act to amend the General City Law, in relation to powers of cities" (Int. No. 412), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to amend the General City Law, in relation to referendum vote to exempt property from taxation and to fix rates and subjects of taxation" (Int. No. 413), which was read the first time and referred to the committee on affairs of cities.

Mr. Bourke introduced a bill entitled "An act to amend the Labor Law, in relation to civil service employees" (Int. No. 414), which was read the first time and referred to the committee on labor and industries.

Mr. Crane introduced a bill entitled "An act to amend the City Local Option Law, in relation to watchers" (Int. No. 415), which was read the first time and referred to the committee on the judiciary.

Mr. Farrell introduced a bill entitled "An act to provide for the payment by the State of the claim of Michael O'Sullivan against the Brooklyn Heights Railroad Company and the city of New York for materials furnished and services rendered, together with interest and costs, and making an appropriation therefor" (Int. No. 416), which was read the first time and referred to the committee on ways and means.

Mr. Gage introduced a bill entitled "An act to amend the Real Property Law, in relation to proof of fiduciary character of executor, administrator or testamentary trustee" (Int. No. 417), which was read the first time and referred to the committee on the judiciary.

Mr. Malone introduced a bill entitled "An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies" (Int. No. 418), which was read the first time and referred to the committee on insurance.

Mr. McNab introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor" (Int. No. 419), which was read the first time and referred to the committee on claims.

Mr. Parsons introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to costs in justice's court" (Int. No. 420), which was read the first time and referred to the committee on codes.

Also, "An act in relation to the operation of bus lines on a

certain highway in the county of Schoharie" (Int. No. 421), which was read the first time and referred to the committee on internal affairs.

Also, "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed" (Int. No. 422), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Pierce introduced a bill entitled "An act to amend the Agricultural Law, in relation to damages for injuries caused by dogs attacking sheep" (Int. No. 423), which was read the first time and referred to the committee on agriculture.

Mr. E. A. Smith introduced a bill entitled "An act to amend chapter eight hundred and fifty-five of the Laws of nineteen hundred and eleven, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court in the first department to retire employees for incapacity and providing for their compensation,' in relation to retirement of clerks and employees of the surrogate's court of the county of New York" (Int. No. 424), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to permitting hunting and fishing upon the first day of the week" (Int. No. 425), which was read the first time and referred to the committee on codes.

Mr. Thayer introduced a bill entitled "An act for the relief of the towns in the county of Franklin" (Int. No. 426), which was read the first time and referred to the committee on internal affairs.

Mr. Winter introduced a bill entitled "An act to amend the Insurance Law, in relation to the powers of the Superintendent of Insurance in cases of failure of insurance companies to adjust claims or make payment on judgments obtained on claims for fire losses" (Int. No. 427), which was read the first time and referred to the committee on insurance.

Mr. Zimmerman introduced a bill entitled "An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class" (Int. No. 428), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation" (Int. No. 429), which was read the first time and referred to the committee on affairs of cities.

Mr. Ellenbogen introduced a bill entitled "An act to amend the Judiciary Law, in relation to additional compensation allowed judges in Bronx county" (Int. No. 430), which was read the first time and referred to the committee on the judiciary.

Mr. Feigenbaum introduced a bill entitled "An act to amend the Executive Law, in relation to the publication of a State Blue Book" (Int. No. 431), which was read the first time and referred to the committee on public printing.

Also, "An act to amend the Railroad Law, in relation to the forfeiture of franchises" (Int. No. 432), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the Railroad Law, in relation to the forfeiture of franchises" (Int. No. 433), which was read the first time and referred to the committee on railroads.

Mr. Link introduced a bill entitled "An act to amend the Labor Law, in relation to hours of labor of women" (Int. No. 434), which was read the first time and referred to the committee on labor and industries.

Mr. L. H. Wells introduced a bill entitled "An act to amend the Highway Law, in relation to lights on motor vehicles" (Int. No. 435), which was read the first time and referred to the committee on internal affairs.

Mr. McGinnies introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Rowland F. Hill, George P. Hill and Mary H. Merriam, legal representatives, devisees and legatees and successors in interest of Rowland F. Hill, deceased, against the State of New York, and to render judgment therefor" (Int. No. 436), which was read the first time and referred to the committee on claims.

Mr. Brackley introduced a bill entitled "An act to amend the Penal Law, in relation to public traffic in real property on Sunday" (Int. No. 437), which was read the first time and referred to the committee on codes.

Mr. Rosenberg introduced a bill entitled "An act to amend the Labor Law, in relation to requirements for existing buildings" (Int. No. 438), which was read the first time and referred to the committee on labor and industries.

By unanimous consent, Mr. Alder introduced a bill entitled "An act to amend the Election Law, in relation to qualifications of electors, election districts in certain congressional districts and unofficial primaries in cities" (Int. No. 439), which was read the first time.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on revision.

The Senate sent for concurrence the following entitled bills:

"An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences" (No. 237, Rec. No. 3), which was read the first time and referred to the committee on the judiciary.

"An act making an appropriation for the expenses of the joint committee of the Legislature appointed to investigate and inquire into the report of the Board of Statutory Consolidation on the Simplification of the Civil Practice in the Courts of the State, as heretofore continued with additional powers relating to such simplification" (No. 209, Rec. No. 4), which was read the first time and referred to the committee on ways and means.

Mr. Kenyon, from the committee on war tax, to which was referred Assembly bill introduced by Mr. E. O. Davies (No. 81, Int. No. 81), entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Kenyon, Kasson, Welsh, Wiltsie, Davis, E. C., Showers, Franchot, Goldberg.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. L. W. Johnson (No. 241, Int. No. 240), entitled "An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Richford, Fitzgerald, Winter, Curley, Orr. In the negative; Mr. Karlin. which report was agreed to, and said bill placed on the order of second reading.

Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. McWhinney (No. 263, Int. No. 258), entitled "An act to amend the General Municipal Law, in relation to failure to attend meetings of local boards of child welfare," reported in favor of the passage of the same, with the following amendment:

On page 2, line 10, before the word "member" insert in italics the word "appointive".

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Richford, Fitzgerald, Winter, McLoughlin, Curley, Orr, Karlin. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Fearon (No. 243, Int. No. 57), entitled "An act to amend the General Business Law, in relation to certificates of registration to practice architecture," reported in favor of the passage of the same, with the following amendments:

On page 2, line 24, strike out the word "license" in italics and in place thereof insert in italics the following: "back of the certificate".

On page 3, line 1, after the word "county," insert "

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Richford, Fitz-

gerald, McLoughlin, Curley, Orr, Karlin. In the negative: Mr. Winter.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Lord (No. 323, Int. No. 312), entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Hager, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Crane (No. 72, Int. No. 72), entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county," reported in favor of the passage of the same, with the following amendments:

Page 2, line 25. after the word "salary" strike out "of not less than twenty-five hundred dollars per annum, together with his necessary expenses for stationery," and insert in the place thereof the words "to be fixed by the board of supervisors of said county".

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Hager, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. C. L. Mead (No. 63, Int. No. 63), entitled "An act to amend the County Law, in relation to maintenance of patients in county tuberculosis hospitals," reported adversely thereto.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Hager, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill rejected.



Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Malone (No. 147, Int. No. 147), entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,' in relation to buildings not included within the provisions of such act," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Witter (No. 53, Int. No. 53), entitled "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county," reported the same with the following recommendations:

On page 1, line 2, strike out the fourth word "to" and insert in place thereof the word "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. McGinnies (No. 245, Int. No. 242), entitled "An act to amend the Town Law, generally," reported the same with the following recommendation:

On page 1 in the title strike out the last word "generally" and insert in place thereof "in relation to the expenditure of surplus moneys, auditing of accounts and duties of town clerk".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof." (No. 244, Int. No. 122.)

"An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish



the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts." (No. 89, Int. No. 89.)

"An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds." (No. 59, Int. No. 59.)

"An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor." (No. 128, Int. No. 128.)

"An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds." (No. 131, Int. No. 131.)

"An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs." (No. 189, Int. No. 189.)

"An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University and making an appropriation therefor.'" (No. 64, Int. No. 64.)

"An act making appropriations for the New York Guard." (No. 78, Int. No. 78.)

"An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally." (No. 275, Int. No. 90.)

Mr. Youker offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 9, Int. No. 9) entitled "An act to amend the Real Property Law, in relation to registering title to real property."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Youker moved to amend as follows:

Page 5, line 6, change word "registrar" to "register" in italics.

Page 8, line 12, change word "registrar" to "register" in italics.

Page 10, line 12, put brackets around words "an action" and insert the words "a proceeding" in italics.

Page 10, lines 13 and 14, put brackets around word "action" and insert word "proceeding" in italics in each line.

Page 14, line 3, change word "verified" to read "reverified".

Page 15, line 23, insert after the word "served" the following words in italics: "with the notice as provided in section three hundred and eighty-five of this chapter".

Page 18, lines 17-25, strike out all matter in italics, lines 17 to 25, inclusive.

Page 19, lines 1-3, strike out all matter in italics, lines 1 to 3, inclusive.

Page 19, line 15, put brackets around the word "action" and insert word "proceeding" in italics.

Page 27, line 18, strike out words "the Court" and insert in place thereof the following words in italics: "and of the notice thereof as provided in section three hundred and eighty-two of this chapter, the registrar".

Page 27, line 23, strike out word "issue" and insert in place thereof the word "publication" in italics.

Page 27, line 23, strike out the word "Court" and insert in place thereof the word "registrar" in italics.

Page 27, line 25, strike out words "by the register".

Page 31, line 10, change word "register" to read "registrar" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Youker, said bill was ordered reprinted and recommitted to said committee.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved, That the proceeding of the joint assembly held January 17th for the purpose of greeting the Serbian Mission be printed as an Assembly document.

which was referred to the committee on public printing.

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved, That when this House adjourns to-day it do so out of respect to the memory of the soldiers and sailors who lost their lives through the sinking of the torpedoed transport Tuscania.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 351, Int. No. 58) entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 00

Those who voted in the affirmative were:

Adler	Decker	Jenks	Miller N J	Snyder
Allen	Donnelly	Johnson E A	Mitchell	Tallett
Ames D H	Donohoe	Johnson L W	Morris	Talmage
Ames H L	Duke	Judson	Murphy	Thayer
Amos	Ellenbogen	Karlin	Orr	Trahan
Bewley	Everett	Kasson	Parsons	Tuckerman
Blakely	Fallon	Lattin	Peck	Tyler
Bourke	Fearon	Lord	Pierce	Voorhees
Brackley	Feigenbaum	Lown	Prangen	Waldman
Brink	Fitzgerald	Machold	Pratt	Wells F A
Brush	Gaffers	Malone	Rosenberg	Wells L H
Cheney	Gage	Martin	Rowe	Welsh
Claessens	Gardner	McCue	Seaker	Wheelock
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGinnies	Shannon	Williams
Crane	Gitlow	McLaughlin	Shiplacoff	Wiltzie
Curley	Hager	McNab	Showers	Witter
Davies A E	Harris	McWhinney	Slacer	Youker
Davies E O	Hooper	Mead C L	Smith H W	Zimmerman
Davis E C				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 41, Int. No. 41) entitled "An act to amend the Election Law, in relation to time allowed employees to vote at an election," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 94, Int. No. 94) entitled "An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State

Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing," was read the second time.

On motion of Mr. Brink, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 92, Int. No. 92) entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes," having been announced for a second reading,

On motion of Mr. Waldman, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 150, Int. No. 150) entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village," was read the second time.

On motion of Mr. Coles, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 149, Int. No. 149) entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same," was read the second time.

On motion of Mr. Coles, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 315, Int. No. 304) entitled "An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name," was read the second time.

On motion of Mr. Hager, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 155, Int. No. 155) entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions," was read the second time.

On motion of Mr. E. A. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 172, Int. No. 172) entitled "An act defining the employment of James Ahern, as forest ranger to the Conservation Commission, on April thirtieth, nineteen hundred and seventeen,

as hazardous under the Workmen's Compensation Law, and declaring the effect thereof," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the concurrent resolution in relation to the parade of the National Army in New York city February 22d, with the message that they have concurred in the passage of the same.

Pursuant to resolution, Mr. Speaker declared the House adjourned out of respect to the memory of the soldiers and sailors lost by the sinking of the *Tuscania*.

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### FRIDAY, FEBRUARY 8, 1918

The House met pursuant to adjournment.

Mr. Talmage in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Witter, the reading of the journal of yesterday was dispensed with and the same was approved.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY, *February 8, 1918.*

*To the Legislature:*

In my annual message I called attention to certain of the defects in the so-called Township School Law. Since communicating with you at that time I have continued to study the situation and I have come to the conclusion that the only solution of the problem confronting us, due to the passage of that bill, is its immediate repeal.

On July 31, 1916, there were ten thousand and twenty-four rural school districts of less than fifteen hundred population or employing less than fifteen teachers. By the operation of the Township School Law, these ten thousand and twenty-four rural school districts were consolidated into nine hundred and eighty-two town school units.

For the purpose of ascertaining whether the consolidation of these districts put an increased expense upon the taxpayers, I investigated figures submitted to me by the Education Depart-

ment in regard to the expense in the town school units which had been consolidated and the districts which had not been consolidated. These figures consist of instances selected at random and furnished me, as I have said, by the Education Department.

There is an average increase in the total tax levy in one hundred and seventy-three town units in twenty-three counties of more than thirty-three and eight-tenths per cent. It is safe to say that each of the one hundred and seventy-three town units is made up of at least ten of the former rural free school districts. Thus figures from seventeen hundred and thirty of the old districts have been considered, and of the nine hundred and eighty-two districts which are now in existence the figures from one hundred and seventy-three have been considered.

In view of the fact that these figures have been impartially selected, I deem it safe to say that the percentage of the increase will prevail throughout the other districts in the State.

On July 31, 1916, there were one hundred and ninety-five districts of more than fifteen hundred population or employing fifteen teachers. These districts were not consolidated under the provisions of the law. The expense in twenty-seven of these districts, selected at random in fifteen counties, shows an increase of only thirteen per cent for the year 1917-1918. This indicates that the burden of a twenty per cent increase has been placed upon the taxpayers in the town units by the operation of the Township School Law.

I find that the widespread condemnation of the law is not alone based on the increase in taxes, but that there are other objections.

Districts with small schoolhouses have been forced to assume the bonded indebtedness incurred by other districts for the building of large schoolhouses from which the former derive no benefit.

The management of schoolhouses has been taken away from the locality which had a pride and interest in its maintenance and operation, with the result that the buildings are often neglected and in many cases fuel has not been supplied.

Children are being transported long distances to school and in many instances pass, on their way, serviceable schoolhouses which have been closed by reason of the provisions of the act.

From the experience of the last few months and the information gathered as to the working of this law, I believe wise legislation may be formulated which will work for the benefit of the rural school district.

For these and other reasons I recommend the repeal of chapter 328 of the Laws of 1917.

(Signed) CHARLES S. WHITMAN.

Mr. Bates introduced a bill entitled "An act to amend the Greater New York charter, in relation to creating a department of milk supply and distribution, defining its jurisdiction, powers and duties and making an appropriation therefor" (Int. No. 440), which was read the first time and referred to the committee on affairs of cities.

Mr. Claessens introduced a bill entitled "An act to amend the Penal Law, in relation to obtaining or seeking to obtain admission of guilt" (Int. No. 441), which was read the first time and referred to the committee on codes.

Mr. Hamill introduced a bill entitled "An act to amend the Highway Law, in relation to signaling devices on motor vehicles" (Int. No. 442), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Public Health Law, in relation to cold storage in case of emergency and scarcity of foods" (Int. No. 443), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Greater New York charter, in relation to pension to certain employees of the bureau of water supply, gas and electricity" (Int. No. 444), which was read the first time and referred to the committee on affairs of cities.

Mr. Pierce introduced a bill entitled "An act to amend the Agricultural Law, in relation to persons or corporations licensed to operate milk gathering stations" (Int. No. 445), which was read the first time and referred to the committee on agriculture.

The Committee on Agriculture introduced a bill entitled "A act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom" (Int. No. 446), which was read the first time and referred to the committee on agriculture.

Mr. Gitlow introduced a bill entitled "An act in relation to the salary or compensation of persons employed in the civil service of the State" (Int. No. 447), which was read the first time and referred to the committee on ways and means.

Mr. Kenyon introduced a bill entitled "An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the



appointment of an ice comptroller and making an appropriation therefor" (Int. No. 448), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Coles (No. 150, Int. No. 150), entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village."

Also, the bill introduced by Mr. Coles (No. 149, Int. No. 149), entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same."

Also, the bill introduced by Mr. Brink (No. 94, Int. No. 94), entitled "An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing."

Also, the bill introduced by Mr. Thayer (No. 172, Int. No. 172), entitled "An act defining the employment of James Ahern, as forest ranger to the Conservation Commission, on April thirteenth, nineteen hundred and seventeen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof."

Also, the bill introduced by Mr. E. A. Smith (No. 155, Int. No. 155), entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions."

Also, the bill introduced by Mr. Hagar (No. 315, Int. No. 304), entitled "An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Adler (No. 41, Int. No. 41), entitled "An act to amend the Election Law, in relation to time



allowed employees to vote at an election," reported the same with the following recommendations:

On page 1, line 7, strike out "for" and insert "of".

On page 1, line 8, strike out "of" and insert "or".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing." (No. 94, Int. No. 94.)

"An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village." (No. 150, Int. No. 150.)

"An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same." (No. 149, Int. No. 149.)

"An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions." (No. 155, Int. No. 155.)

"An act defining the employment of James Ahern, as forest ranger to the Conservation Commission, on April thirtieth, nineteen hundred and seventeen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof." (No. 172, Int. No. 172.)

"An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name." (No. 315, Int. No. 304.)

"An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county." (No. 392, Int. No. 53.)

"An act to amend the Town Law, in relation to the expenditure

of surplus moneys, auditing of accounts and duties of town clerk.” (No. 393, Int. No. 242.)

“An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled ‘An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,’ in relation to buildings not included within the provisions of such act.” (No. 147, Int. No. 147.)

Mr. Allen was excused until Wednesday next.

On motion of Mr. Witter, the House adjourned until Saturday, February 9th, at 11 o’clock A. M.

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### SATURDAY, FEBRUARY 9, 1918

The House met pursuant to adjournment.

Mr. Witter in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. D. H. Ames, the reading of the journal of yesterday was dispensed with and the same was approved.

On motion of Mr. D. H. Ames, the House adjourned.

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### MONDAY, FEBRUARY 11, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Saturday, February 9th, was dispensed with and the same was approved.

Mr. Speaker presented the Seventeenth Annual Report of the N. Y. State Hospital for the Treatment of Incipient Pulmonary Tuberculosis, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Directors and Treasurer of the Children’s Village of the N. Y. Juvenile Asylum, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the notice of contest of Joseph Shalleck against William C. Amos declared elected a member of Assem-

bly from the Elventh Assembly district of the county of New York by the county board of canvassers of said county, which was referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act to amend the Executive Law, in relation to the department of State police" (Int. No. 449), which was read the first time and referred to the committee on ways and means.

Mr. Welsh introduced a bill entitled "An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds" (Int. No. 450), which was read the first time and referred to the committee on the judiciary.

Mr. Richford introduced a bill entitled "An act to amend the Election Law, in relation to the registration of voters in cities and villages having five thousand inhabitants, absent on registration day" (Int. No. 451), which was read the first time and referred to the committee on the judiciary.

Mr. Talmage introduced a bill entitled "An act to amend the Town Law, in relation to fire protection" (Int. No. 452), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Conservation Law, in relation to licensing of dogs" (Int. No. 453), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to non-resident fishing licenses" (Int. No. 454), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties" (Int. No. 455), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission" (Int. No. 456), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to presumptive evidence" (Int. No. 457), which was read the first time and referred to the committee on conservation.

Mr. G. T. Davis introduced a bill entitled "An act to amend

the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Oneida county" (Int. No. 458), which was read the first time and referred to the committee on public education.

Also, "An act to amend chapter three hundred six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and St. Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida" (Int. No. 459), which was read the first time and referred to the committee on the judiciary.

Also, "An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States" (Int. No. 460), which was read the first time and referred to the committee on military affairs.

Also, "An act to amend the Judiciary Law, in relation to attorneys and counsellors-at-law admitted to practice in other States or countries or residing in adjoining States" (Int. No. 461), which was read the first time and referred to the committee on the judiciary.

Mr. Decker introduced a bill entitled "An act to amend the Penal Law, in relation to processions and parades on Sunday in cities by soldiers, sailors or marines of the United States of America" (Int. No. 462), which was read the first time and referred to the committee on codes.

Mr. O'Hare introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to actions to compel the determination of a claim to real property" (Int. No. 463), which was read the first time and referred to the committee on codes.

Mr. Garfinkel introduced a bill entitled "An act to amend the General City Law, in relation to the renting of apartments in cities" (Int. No. 464), which was read the first time and referred to the committee on affairs of cities.

Mr. Orr introduced a bill entitled "An act to amend the Greater New York charter, in relation to increases in salary for all city employees" (Int. No. 465), which was read the first time and referred to the committee on affairs of cities.

Mr. H. L. Ames introduced a bill entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen" (Int. No. 466), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government" (Int. No. 467), which was read the first time and referred to the committee on ways and means.

Mr. Kasson, by request, introduced a bill entitled "An act to amend the charter of the city of Gloversville, generally" (Int. No. 468), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors in St. Lawrence county" (Int. No. 469), which was read the first time and referred to the committee on internal affairs.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to the definition of investments" (Int. No. 470), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Machold introduced a bill entitled "An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways" (Int. No. 471), which was read the first time and referred to the committee on ways and means.

Also, "An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways" (Int. No. 472), which was read the first time and referred to the committee on ways and means.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act to amend the Election Law, in relation to time allowed employees to vote at an election." (No. 430, Int. No. 41.)

Mr. Whitehorn offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Assembly bill (No. 255, Int. No. 250) entitled "An act to amend the Inferior Courts Act of the City of New York, in relation to trial by jury in the court of special sessions and the city magistrates' courts," and that said bill be referred to the committee on codes.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 334, Int. No. 323) entitled "An act to amend the Public Service Commissions Law, in relation to rates and charges for gas and electricity."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Martin moved to amend as follows:

Page 3, line 8, after the word "limits" insert a comma in italics; after the word "by" insert the word "this" in italics; after the word "statute" insert a comma in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Martin, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 394, Int. No. 113) entitled "An act to amend the Military Law, in relation to compensation of employees in armories," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 241, Int. No. 240) entitled "An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers," was read the second time.

On motion of Mr. L. W. Johnson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 92, Int. No. 92) entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes," was read the second time.

On motion of Mr. Brush, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 81, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 323, Int. No. 312) entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 395, Int. No. 91) entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 244, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland

Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 131, Int. No. 131) entitled "An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 2

Those who voted in the affirmative were:

Adler	Crowley	Hager	McLaughlin	Smith E A
Allen	Davies A E	Hamill	McNab	Smith H W
Alvord	Davies E O	Harris	McWhinney	Snyder
Ames D H	Davis E C	Havican	Mead C L	Soule
Ames H L	Davis G T	Jenks	Meyer	Sutherland
Amos	Dobson	Johnson E A	Miller E H	Tallett
Bates	Donnelly	Johnson L W	Miller N J	Talmage
Belknap	Donohoe	Judson	Mitchell	Thayer
Bewley	Donohue	Karlin	Morris	Trahan
Blakely	Duke	Kasson	Murphy	Tuckerman
Bloomfield	Everett	Kennedy	Nesbitt	Tyler
Bourke	Fallon	Kenyon	Orr	Voorhees
Brackley	Fearon	Kiernan	Parsons	Waldman
Braun	Feigenbaum	Lattin	Pierce	Wells F A
Brownlee	Fenner	Lown	Prangen	Wells L H
Burr	Fitzgerald	Machold	Pratt	Welsh
Burtnett	Flynn	Malone	Richford	Wheelock
Caulfield	Gaffers	Martin	Rowe	Whitcomb



Cheney	Gage	McCue	Seaker	Williams
Claessens	Gardner	McDonald	Seelye	Wiltsie
Coles	Gaylord	McGarry	Shannon	Witter
Copeley	Gitlow	McGinnies	Showers	Youker
Cowee	Graham	McKeon	Slacer	Zimmerman
Crane				

Those who voted in the negative were:

Shiplacoff      Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 64, Int. No. 64) entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University and making an appropriation therefor,'" having been announced,

Debate was had.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltsie
Coles	Garfinkel	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 8

Those who voted in the affirmative were:

Adler	Crane	Hager	McLaughlin	Smith E A
Allen	Crowley	Hamill	McNab	Smith H W
Alvord	Davies A E	Harris	McWhinney	Snyder
Ames D H	Davies E O	Havican	Mead C L	Soule
Ames H L	Davis E C	Jenks	Meyer	Sutherland
Amos	Davis G T	Johnson E A	Miller E H	Tallett
Bates	Dobson	Johnson L W	Miller N J	Talmage
Belknap	Donnelly	Judson	Mitchell	Thayer
Bewley	Donohoe	Kasson	Morris	Trahan
Blakely	Donohue	Kennedy	Murphy	Tuckerman
Bloomfield	Duke	Kenyon	Nesbitt	Tyler
Bourke	Everett	Kiernan	Parsons	Voorhees
Brackley	Fallon	Lattin	Pierce	Wells F A
Braun	Fearon	Lown	Prangen	Wells L H
Brownlee	Fenner	Machold	Pratt	Welsh
Burr	Fitzgerald	Malone	Richford	Wheelock
Burnett	Flynn	Martin	Rowe	Whitcomb
Caulfield	Gaffers	McCue	Seaker	Williams
Cheney	Gage	McDonald	Seelye	Wiltsie
Coles	Gardner	McGarry	Shannon	Witter
Copeley	Gaylord	McGinnies	Showers	Youker
Cowee	Graham	McKeon	Slacer	Zimmerman

Those who voted in the negative were:

Claessens	Garfinkel	Orr	Waldman	Whitehorn
Feigenbaum	Gitlow	Shiplacoff		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred

and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 10

Those who voted in the affirmative were:

Adler	Crane	Hamill	McWhinney	Smith H W
Allen	Crowley	Harris	Mead C L	Snyder
Alvord	Davies A E	Havican	Meyer	Soule
Ames D H	Davies E O	Jenks	Miller E H	Sutherland
Ames H L	Davis E C	Johnson E A	Miller N J	Tallett
Amos	Davis G T	Johnson L W	Mitchell	Talmage
Bates	Dobson	Judson	Morris	Thayer
Belknap	Donnelly	Kasson	Murphy	Trahan
Bewley	Donohoe	Kennedy	Nesbitt	Tuckerman
Blakely	Duke	Kenyon	Parsons	Tyler
Bloch	Everett	Kiernan	Pierce	Voorhees
Bourke	Fallon	Lattin	Prangen	Wells F A
Brackley	Fearon	Lown	Pratt	Wells L H
Braun	Fenner	Machold	Richford	Welsh
Brownlee	Fitzgerald	Malone	Rowe	Wheelock
Burr	Flynn	Martin	Seaker	Whitcomb
Burnett	Gaffers	McDonald	Seelye	Williams
Caulfield	Gage	McGarry	Shannon	Wiltsie
Cheney	Gardner	McGinnies	Showers	Witter
Coles	Gaylord	McKeon	Slacer	Youker
Copeley	Graham	McLaughlin	Smith E A	Zimmerman
Cowee	Hager	McNab		

Those who voted in the negative were:

Claessens	Feigenbaum	Gitlow	Orr	Waldman
Donohue	Garfinkel	McCue	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 275, Int. No. 90) entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally," was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 10

Those who voted in the affirmative were:

Adler	Crane	Hamill	McWhinney	Smith H W
Allen	Crowley	Harris	Mead C L	Snyder
Alvord	Davies A E	Havican	Meyer	Soule
Ames D J	Davies E O	Jenks	Miller E H	Sutherland
Ames H L	Davis E C	Johnson E A	Miller N J	Tallett
Amos	Davis G T	Johnson L W	Mitchell	Talmage
Bates	Dobson	Judson	Morris	Thayer
Belknap	Donnelly	Kasson	Murphy	Trahan
Bowley	Donohoe	Kennedy	Nesbitt	Tuckerman
Blakely	Duke	Kenyon	Parsons	Tyler
Bloch	Everett	Kiernan	Pierce	Voorhees
Bourke	Fallon	Lattin	Prangen	Wells F A
Brackley	Fearon	Lown	Pratt	Wells L H
Braun	Fenner	Machold	Richford	Welsh
Brownlee	Fitzgerald	Malone	Rowe	Wheelock
Burr	Flynn	Martin	Seaker	Whitcomb
Burtnett	Gaffers	McDonald	Seelye	Williams
Caulfield	Gage	McGarry	Shannon	Wiltzie
Cheney	Gardner	McGinnies	Showers	Witter
Coles	Gaylord	McKeon	Slacer	Youker
Copeley	Graham	McLaughlin	Smith E A	Zimmerman
Cowee	Hager	McNab		

Those who voted in the negative were:

Claessens	Feigenbaum	Gitlow	Orr	Waldman
Donohue	Garfinkel	McCue	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 128, Int. No. 128) entitled "An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltsie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gatlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 189, Int. No. 189) entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage

Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gatlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 78, Int. No. 78) entitled "An act making appropriations for the New York Guard," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams

Claessens	Gardner	McGarry	Shiplacoff	Wiltsie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 147, Int. No. 147) entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany, in relation to buildings not included within the provisions of such act,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltsie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 393, Int. No. 242) entitled "An act to amend the Town Law, in relation to the expenditure of surplus moneys, auditing of accounts and duties of town clerk," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 392, Int. No. 53) entitled "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree



to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Orowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 149, Int. No. 149) entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same, was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland

Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 315, Int. No. 304) entitled "An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman

Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 155, Int. No. 155) entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children from charitable institutions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 172, Int. No. 172) entitled "An act defining the employment of James Ahern, as forest ranger to the Conservation Commission, on April thirtieth, nineteen hundred and seventeen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke .	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Claessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 94, Int. No. 94) entitled "An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and

declaring the effect of such filing," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Olaessens	Gardner	McGarry	Shiplacoff	Wiltsie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 150, Int. No. 150) entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McWhinney	Smith H W
Allen	Davies A E	Harris	Mead C L	Snyder
Alvord	Davies E O	Havican	Meyer	Soule
Ames D H	Davis E C	Jenks	Miller E H	Sutherland
Ames H L	Davis G T	Johnson E A	Miller N J	Tallett
Amos	Dobson	Johnson L W	Mitchell	Talmage
Bates	Donnelly	Judson	Morris	Thayer
Belknap	Donohoe	Karlin	Murphy	Trahan
Bewley	Donohue	Kasson	Nesbitt	Tuckerman
Blakely	Duke	Kennedy	Orr	Tyler
Bloomfield	Everett	Kenyon	Parsons	Voorhees
Bourke	Fallon	Kiernan	Pierce	Waldman
Brackley	Fearon	Lattin	Prangen	Wells F A
Braun	Feigenbaum	Lown	Pratt	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Burr	Fitzgerald	Malone	Rowe	Wheelock
Burtnett	Flynn	Martin	Seaker	Whitcomb
Caulfield	Gaffers	McCue	Seelye	Whitehorn
Cheney	Gage	McDonald	Shannon	Williams
Olaessens	Gardner	McGarry	Shiplacoff	Wiltzie
Coles	Gaylord	McGinnies	Showers	Witter
Copeley	Gitlow	McKeon	Slacer	Youker
Cowee	Graham	McLaughlin	Smith E A	Zimmerman
Crane	Hager	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Whitehorn offered for the consideration of the House a resolution, in the words following:

Whereas, It appears in the public press, from a statement of John Fitzgibbons, mayor of Oswego, that despite the fact that the city of Oswego voted a bond issue in the sum of three hundred and forty-five thousand (\$345,000) dollars for the purpose of erecting a municipal power plant on the Oswego river at dam number six, by an almost unanimous vote of the citizens of that city; and,

Whereas, It further appears from the said statement of Mayor Fitzgibbons of the said city of Oswego that because of the alleged obstructive tactics of the Attorney-General of the State of New York the city of Oswego has been deprived of the opportunity of using the said power plant, which has been constructed by it, to the detriment of the people of that city and resulting in the enrichment of privately owned and corporation controlled power plants; therefore, be it

Resolved, That the Assembly of New York does hereby call upon the Hon. Merton E. Lewis, Attorney-General of the State of New York, to furnish to it a written statement of all the facts

involved in the said case not later than one week after the passing of this resolution, together with his opinion as to whether it is necessary or advisable to pass legislation to enable the said city of Oswego to make use of the said municipal power plant, and, if legislation be necessary, the nature thereof.

which was referred to the committee on affairs of cities.

Mr. Link offered for the consideration of the House a resolution, in the words following:

Whereas, February 12, 1918, is the anniversary of the birth of Abraham Lincoln, former President of the United States, the great emancipator of the oppressed and the liberator of those held in bondage and servitude in America; and,

Whereas, His desire for the freedom of a subjected people was materialized and sustained through the agency of war; and,

Whereas, Our nation and our State are now engaged in the maelstrom of the world's great conflict to insure the world against a greater subjection and vassalage than heretofore ever known; to prevent the weak from being wantonly engored by the mighty; and,

Whereas, Our young men are now called upon to insure the world against aggression and threatened subjection, oppression and tyranny; and,

Whereas, We have just sustained our first great loss in carrying the cause of emancipation to foreign lands; therefore, be it

Resolved (if the Senate concur), That the Legislature of the State of New York does and hereby pays tribute to the great emancipator by sending this message to our young men throughout the world in the active service of our country, to their relatives, their dear ones and to our allies abroad;

That the great conflict and sacrifice in which we are now engaged is furthering the principles of democracy, the cause of freedom from oppression and that we are sustaining the principles as proclaimed by our great emancipator over fifty years ago; that his fight of emancipation is now the fight of our young men, their parents, their loved ones, and our allies;

That the Legislature of the State of New York is confident of supremacy in the cause which is just, in the arms of its soldiers and sailors, in the faith of its people and in the power and courage of our President;

That the Legislature of the State of New York expresses its gratitude and honor to our soldiers and sailors for their determined resolve, their resolute purpose and their ready sacrifice for emancipation as interpreted by President Lincoln, and still further the Legislature of the State of New York in its message



to its young men hopes and prays for their welfare and their safety;

And be it further Resolved, That the newspapers publish these resolutions that this message of the Legislature of the State of New York in honor of President Lincoln may be read by our citizens and that it may reach our sailors, soldiers and allies fighting for the purpose of emancipation inaugurated by our honored emancipator.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Kenyon (No. 472, Int. No. 448), entitled "An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Seelye, Martin, Kenyon, McGinnies, Bloomfield, Shannon.

which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Machold, and by unanimous consent, said bill was made a special order on second and third reading for Tuesday next.

Mr. Brink was excused for the week on account of illness.

Mr. Peck was excused from the sessions of the week.

On motion of Mr. Adler, the House adjourned.

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## TUESDAY, FEBRUARY 12, 1918

The House met pursuant to adjournment.

Prayer by Rev. Richmond H. Gesner, Oswego.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Speaker presented the report of the commission created



by chapter 497 of the Laws of 1917, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the report of the joint legislative committee appointed to investigate the diversion of the waters of the Niagara river for power purposes, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bill:

“An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing” (No. 98, Rec. No. 5), which was read the first time and referred to the committee on public education.

Mr. Brackley introduced a bill entitled “An act providing for the laying out, opening and improving of one or more public street or boulevards across Jamaica bay, from the bulkhead line on the northerly side thereof, in the city of New York, and for defraying the cost of such improvement” (Int. No. 473), which was read the first time and referred to the committee on affairs of cities.

Mr. Burtnett introduced a bill entitled “An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new building and for other purposes relative to the same” (Int. No. 474), which was read the first time and referred to the committee on ways and means.

Also, “An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled ‘An act to incorporate the city of Mount Vernon,’ in relation to borrowing money on temporary certificates of indebtedness” (Int. No. 475), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled “An act to amend the Village Law, in relation to finances” (Int. No. 476), which was

read the first time and referred to the committee on affairs of villages.

Mr. Flynn introduced a bill entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees while absent on military duty" (Int. No. 477), which was read the first time and referred to the committee on ways and means.

Mr. O'Hare introduced a bill entitled "An act to amend the Greater New York charter, in relation to the formation of the board of trustees of the benevolent fund of the borough of the Bronx" (Int. No. 478), which was read the first time and referred to the committee on affairs of cities.

Mr. Kasson introduced a bill entitled "An act to amend the General Business Law, in relation to public exhibitions and entertainments for charitable or patriotic purposes" (Int. No. 479), which was read the first time and referred to the committee on general laws.

Mr. Wiltsie introduced a bill entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies" (Int. No. 480), which was read the first time and referred to the committee on banks.

Mr. Winter introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to appeals to the Court of Appeals from orders of the Appellate Division in certain civil actions" (Int. No. 481), which was read the first time and referred to the committee on codes.

Mr. Zimmerman introduced a bill entitled "An act making an appropriation for the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same" (Int. No. 482), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns" (Int. No. 483), which was read the first time and referred to the committee on internal affairs.

Mr. Karlin introduced a bill entitled "An act to amend chapter two hundred and seventy-nine of the Laws of nineteen hundred

and fifteen, entitled 'An act in relation to the municipal court of the city of New York, and repealing certain statutes affecting such court, its justices and officers,' in relation to payment of judgments for wages" (Int. No. 484), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York" (Int. No. 485), which was read the first time and referred to the committee on codes.

Mr. Adler introduced a bill entitled "An act to amend the Canal Law, by repealing article seven thereof and inserting a new article seven, authorizing the Superintendent of Public Works, with the approval and direction of the Canal Board, to lease the use of surplus waters impounded by canal dams and flowing in the canals; authorizing the Canal Board to compromise, settle and adjust the claims and demands of water power claimants and owners of water power rights and privileges, appurtenant to State canal dams, constituting a part of the improved canals, and repealing the provisions of chapter four hundred and ninety-four of the Laws of nineteen hundred and seven and certain provisions of section four, chapter three hundred and ninety-one of the Laws of nineteen hundred and nine, and of the Canal Law and Conservation Law, relating to the disposal of surplus canal waters" (Int. No. 486), which was read the first time and referred to the committee on ways and means.

Mr. Shiplacoff introduced a bill entitled "An act to amend section one hundred and eleven of the Labor Law, in relation to the prohibited employment of persons in bakeries during certain hours" (Int. No. 487), which was read the first time and referred to the committee on labor and industries.

Mr. G. T. Davis introduced a bill entitled "An act to authorize the town board of Ava, in the county of Oneida, to convey certain cemetery property" (Int. No. 488), which was read the first time and referred to the committee on internal affairs.

Mr. Wiltsie introduced a bill entitled "An act in relation to the employment of children over the age of twelve years in agricultural pursuits connected with the home, farm or garden and relieving children so employed from school attendance" (Int.

No. 489), which was read the first time and referred to the committee on labor and industries.

Mr. N. J. Miller introduced a bill entitled "An act to amend the charter of the city of Buffalo" (Int. No. 490), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Buffalo, in relation to the recall" (Int. No. 491), which was read the first time and referred to the committee on affairs of cities.

Mr. McDonald introduced a bill entitled "An act to amend the Greater New York charter, in relation to the removal of inspectors of buildings or other subordinates of the bureau of buildings in the several boroughs of the city of New York" (Int. No. 492), which was read the first time and referred to the committee on affairs of cities.

Mr. Thayer, from the committee on public printing, to which was referred Assembly bill introduced by Mr. Thayer (No. 413, Int. No. 394), entitled "An act to amend sections six and eight of the State Printing Law," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Thayer, Wheelock, Bourke, Crowley, Davis, G. T., Donohoe, Kiernan, Feigenbaum.

which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. McWhinney (No. 432, Int. No. 258), entitled "An act to amend the General Municipal Law, in relation to failure to attend meetings of local boards of child welfare."

Also, the bill introduced by Mr. L. W. Johnson (No. 241, Int. No. 240), entitled "An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers."

Also, the bill introduced by Mr. Brush (No. 92, Int. No. 92), entitled "An act to authorize the Commissioner of the Home of the City and Town of Newburgh to raise moneys for building purposes."

Also, the bill introduced by Mr. Lord (No. 323, Int. No. 312), entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles."

Also, the bill introduced by Mr. Lattin (No. 423, Int. No. 404), entitled "An act in relation to the manner of holding town meetings in the year nineteen hundred and eighteen in certain towns," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Crane (No. 433, Int. No. 72), entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county," reported the same with the following recommendation:

On page 2, line 3, after the word "one" insert "hundred and ninety-seven".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Thayer (No. 395, Int. No. 91), entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," reported the same with the following recommendations:

On page 1, line 3, strike out the word "the".

On page 1, line 7, before the word "amended" insert "as".

On page 1, line 8, after the word "thirteen" insert "and chapter five hundred and twenty-one of the Laws of nineteen hundred and sixteen".

On page 2, line 1, strike out "Open season" and insert "Hares and rabbits; open season; limit; sale; breeding."

On page 2, line 3, italicise "in".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed.

"An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial

ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor." (No. 472, Int. No. 448.)

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 12, 1918.*

Whereas, To-day is the anniversary of the birth of Abraham Lincoln; therefore, be it

Resolved (if the Assembly concur), That the presiding officers of the Senate and Assembly shall at twelve o'clock noon, to-day, in each of the bodies over which they preside, respectively, read to the members of the body while it stands, the Gettysburg Address of Abraham Lincoln, delivered November 19, 1863.

By order of the Senate,

ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Seesselberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 30, Int. No. 30) entitled "An act to amend section two hundred and eighty-eight of the Greater New York charter in relation to promotions of officers and members of the police force of the city of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seesselberg moved to amend as follows:

In the title, line 1, strike out the words "section two hundred and eighty-eight of".

In the title, line 2, after the word "charter" insert a comma.

Page 1, line 1, after the word "of" insert the following: "the Greater New York charter as re-enacted by".

Page 1, line 3, after the comma following the word "one" insert the following: "as amended by chapter one hundred and sixty of the Laws of nineteen hundred and seven, chapter six hundred and eleven of the Laws of nineteen hundred and sixteen and chapter three hundred and ninety-five of the Laws of nineteen hundred and seventeen."

Page 1, between lines 3 and 4 insert the following in capitals: "PROMOTIONS IN POLICE FORCE."

Page 3, strike out all of lines 10, 11 and 12 and insert in lieu thereof the following in italics: "The term of all eligible lists established for the police force shall be one year from the date of their establishment".

Page 3, between lines 12 and 13, insert the following: "§ 2. The term of all eligible lists established for the police force in existence at the time this act takes effect shall not be affected by the passage of this act."

Page 3, line 13, strike out the figure "2" and insert in lieu thereof the figure "3".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seesselberg, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the resolution introduced by Mr. Whitehorn in relation to the Oswego municipal power plant and the action of the Attorney-General thereon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said resolution having been announced, Mr. Adler moved the adoption of the said resolution.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker presented the following communication:

*To the Assembly:*

In compliance with the terms of the resolution introduced by Assemblyman Whitehorn, I beg leave to submit the following written statement in connection with the charges that I have obstructed the city of Oswego from acquiring and deprived such city of the opportunity of using a municipal power plant for which the city voted the sum of \$345,000.

Prior to the improvement of the Oswego river as a part of the Barge Canal system under the provisions of the Barge Canal Law, the State owned and maintained a dam in the Oswego river within the limits of the city of Oswego, and the city of Oswego on the west bank of the river owned and maintained a power station



for the generation of electric current for use and sale by the city. Such current was generated by the use of the surplus waters impounded by the dam referred to, and the city was able to generate as I am advised about 700 horse power of electrical energy.

The State found it necessary to remove the dam. Such removal deprived the city of the water power which it had previously enjoyed. The city filed a claim against the State of \$2,000,000 for the damage which it was alleged to have sustained by reason of the State's removal of the dam and the appropriation of lands owned by the city.

The State constructed a new dam further down the stream, known as Dam No. 6. The city in anticipation of such construction acquired land on the west bank of the river upon which to erect a new power station. The State appropriated from the city a portion of such lands so acquired. The city has filed a claim against the State for the sum of \$1,000,000 as the value of such lands. The construction of this dam has operated to create about 12,000 horse power.

The city has undertaken to erect a power station upon the portion of its lands not appropriated by the State and for that purpose it has been authorized to issue bonds to the amount of \$345,000. The expenditure of this sum has been prevented thus far by injunction issued in a taxpayer's action, upon the ground that until the city shall be able to acquire from the State land which the State appropriated from the city, which land was necessary for the construction of the dam, the city would be in no position to control the surplus waters of the river impounded by the dam.

The members of the Canal Board have refused to convey to the city the sixty feet of land which the city desires for the reason that a conveyance thereof to the city might operate to vest in the city the complete control of approximately 12,000 horse power and such conveyance would violate the provisions of section 16 of the Barge Canal Law which forbids the sale, lease or other disposition of the surplus waters created or impounded by Barge Canal improvement until the completion of such improvement and until authorized by act of the Legislature defining the terms and conditions under which such surplus waters may be sold, leased or otherwise disposed of.

Any "obstructive tactics" upon the part of the Attorney-General or the Canal Board have been employed, if they are obstructive, because of the provisions of section 16 of the Barge Canal Law.

A compliance with the request of the mayor of the city of



Oswego would be a violation of such law and would operate to confer upon the city of Oswego the absolute and irrevocable control of 12,000 horse power of electrical energy.

All of which is respectfully submitted,

MERTON E. LEWIS,

February 12, 1918.

*Attorney-General.*

The hour of twelve o'clock noon having arrived, pursuant to concurrent resolution, Mr. Speaker read Lincoln's Gettysburg address.

Mr. Speaker announced the special order, being the bill (No. 472, Int. No. 448) entitled "An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor."

Mr. Shiplacoff moved to amend as follows:

Strike out all of section one and insert in italics the following in its stead:

"Section 1. There is hereby created the office of ice commissioner, who shall have the powers and perform the duties hereinafter prescribed. The said ice commissioner shall, immediately upon his appointment, arrange for and supervise the harvesting of ice on the rivers and lakes of the State of New York and for storing the same at places convenient for shipment on such rivers and lakes for the benefit of the inhabitants of the State. He shall further arrange for and supervise the purchase of property and the building of storage houses for storing the said harvested ice. Until such time as such storage houses may be completed, the ice commissioner shall hire all the space needed for the storing of ice so gathered, the annual quantity of ice to be harvested and stored by said commissioner to equal the approximate amount necessary for the plentiful use by the people of this State, or as much of it as can be gathered and stored. The ice commissioner shall have the right and it shall be his duty to hire all necessary help and purchase or hire all implements, machinery and horses required in the process of cutting and storing said ice.

"It shall be the duty of said commissioner to sell and deliver the ice harvested to the people directly or through their municipalities at cost price, after deducting the cost of harvesting and storing the same; but, in computing such cost, the amount invested on storage houses, implements, and machinery, shall be equally distributed over a period of fifteen (15) years."

Strike out section two and insert in italics the following in its stead:

“ § 2. The ice commissioner shall submit an annual report to the Legislature, which report shall state the amount of ice harvested and stored, the assets of all property purchased or hired, the quantity of ice disposed of in the various municipalities of the State, and the amount expended in the establishment of storage houses, in the purchase of machinery and implements and horses, and in the hiring of help, in the rent of storage houses and in the hiring of help, machinery, horses, etc.”

On page 3, line 21, strike out “controller” and insert in italics “commissioner”.

On page 4, line 1, strike out “controller” and insert in italics “commissioner”.

Line 5, page 4, strike out “controller” and insert in italics “commissioner”.

On page 4, line 8, strike out “controller” and inserted in italics “commissioner”.

Page 4, line 11, strike out “controller” and insert in italics “commissioner”.

After word “be” ’ line 11, insert in italics the following: “Appointed by the Legislature, and shall receive a salary of five thousand (\$5,000) dollars per annum, and he shall be”.

Line 15, strike out “controller” and insert in italics “commissioner”.

Line 18, strike out “controller” and insert in italics “commissioner”.

Line 19, strike out “controller” and insert in italics “commissioner”.

Line 19, strike out “twenty-five thousand” and insert in italics “five hundred thousand”.

Line 20, strike out “\$25,000” and insert “\$500,000”.

Debate was had.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Coles moved to amend as follows:

Strike out all of section 3.

Debate was continued.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Adler, said bill was read the second time and ordered to a third reading.

Debate was continued.

Said bill was then read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 106

NOES 14

Those who voted in the affirmative were:

Adler	Crane -	Graham	McWhinney	Slacer
Allen	Crowley	Hager	Mead C L	Smith E A
Alvord	Curley	Harris	Mead J M	Soule
Ames D H	Davies A E	Hooper	Meyer	Tallett
Ames H L	Davis E C	Johnson E A	Miller E H	Talmage
Amos	Davis G T	Johnson L W	Miller N J	Taylor A
Barra	Decker	Judson	Mitchell	Thayer
Bates	Dobson	Kasson	Murphy	Trahan
Belknap	Donohoe	Kenyon	Nesbitt	Tuckerman
Bewley	Donohue	Kiernan	Parsons	Tyler
Blakely	Duke	Leininger	Pierce	Voorhees
Bloch	Ellenbogen	Lord	Prangen	Wells F A
Bloomfield	Everett	Lown	Pratt	Wells L H
Bourke	Fearon	Machold	Quackenbush	Welsh
Brackley	Fenner	Malone	Richford	Wheelock
Brownlee	Fitzgerald	Martin	Rowe	Whitcomb
Brush	Flynn	McArdle	Seaker	Williams
Burnett	Gaffers	McCue	Seelye	Wiltzie
Caulfield	Gage	McGinnies	Seesselberg	Winter
Cheney	Gardner	McKee	Shannon	Witter
Coles	Gaylord	McNab	Showers	Zimmerman
Cowee				

Those who voted in the negative were:

Claessens	Gitlow	Link	Snyder	Whitehorn
Feigenbaum	Jenks	Orr	Sutherland	Youker
Garfinkel	Karlin	Shiplacoff	Waldman	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 81, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 294, Int. No. 113) entitled "An act to amend

the Military Law, in relation to compensation of employees in armories," having been announced,

Mr. F. A. Wells moved to amend as follows:

Page 2, line 13, place brackets about the word "The" and after the bracket insert in italics "an armorer, or the".

Line 16, italicise all beginning with the word "Every" down to and including the word "nineteen" on line 6, page 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 431, Int. No. 57) entitled "An act to amend the General Business Law, in relation to certificates of registration to practice architecture," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 432, Int. No. 258) entitled "An act to amend the General Municipal Law, in relation to failure to attend meetings of local boards of child welfare," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 433, Int. No. 72) entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county," was read the second time.

On motion of Mr. Crane, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 94, Int. No. 94) entitled "An act authorizing the board of education of Union Free School District Number Two of the town of Wawarsing, Ulster county, to file with the State Comptroller the tax list of nineteen hundred and sixteen, and declaring the effect of such filing."

Also, the bill (No. 472, Int. No. 448) entitled "An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor."

Also, the bill (No. 37, Int. No. 37) entitled "An act to amend

chapter one hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act making an appropriation to acquire lands for State park purposes within the forest preserve counties to carry out the provisions of chapter five hundred and sixty-nine of the Laws of nineteen hundred and sixteen, and providing the methods for such acquisition,' in relation to the method of payment of moneys," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution introduced by Mr. Link conveying to our soldiers and sailors the gratitude and honor in which they are held, with a message that they have concurred in the passage of the same.

Pursuant to subdivision 4 of Rule 2 I hereby designate H. E. Machold acting Speaker of the Assembly for February 13 and 14 1918.

Dated February 12, 1918.

THADDEUS C. SWEET,  
*Speaker.*

Mr. Adler offered for the consideration of the House a resolution, in the words following:

The lapse of time has failed to dim and on the contrary each passing year adds to the world's admiration and reverence for the name and achievements of Abraham Lincoln and brings a fuller understanding and greater appreciation of the magnitude of the eternal truths for the triumph of which he planned, toiled and died.

To-day the civilized world is torn by the most stupendous struggle of history and drenched with the blood of every race and every creed that the principles which Lincoln promulgated as the rights of man may endure as the rights of nations and high above the battlements is our motto, This world cannot endure permanently half slave and half free.

Resolved, That this House adjourn in respect to the memory of Abraham Lincoln.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared the House adjourned.

WEDNESDAY, FEBRUARY 13, 1918

The House met pursuant to adjournment.

Mr. Machold in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the Superintendent of Public Works, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adler introduced a bill entitled "An act to amend the Election Law, generally, and to make special provision for the year nineteen hundred and eighteen" (Int. No. 493), which was read the first time and referred to the committee on the judiciary.

Mr. D. H. Ames introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to change of place of trial" (Int. No. 494), which was read the first time and referred to the committee on codes.

Mr. E. C. Davis introduced a bill entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally" (Int. No. 495), which was read the first time and referred to the committee on affairs of cities.

Mr. Duke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to jurisdiction of the Court of Claims, and the filing of notices of intention to file claims" (Int. No. 496), which was read the first time and referred to the committee on codes.

Mr. L. W. Johnson introduced a bill entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county" (Int. No. 497), which was read the first time and referred to the committee on internal affairs.

Mr. Brownlee introduced a bill entitled "An act to amend the Conservation Law, in relation to general powers and duties of commission" (Int. No. 498), which was read the first time and referred to the committee on conservation.

Mr. Seaker introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Hammond, Saint Lawrence county, against the State for reimbursement of moneys erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways to apply upon a certain highway contract" (Int. No. 499), which was read the first time and referred to the committee on claims.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Morristown, Saint Lawrence county, against the State for reimbursement of moneys erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways to apply upon certain highway contracts" (Int. No. 500), which was read the first time and referred to the committee on claims.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to making, deepening, relaying, repairing or enlarging sewers or drains" (Int. No. 501), which was read the first time and referred to the committee on affairs of cities.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to issuance and service of summons" (Int. No. 502), which was read the first time and referred to the committee on conservation.

Mr. Murphy introduced a bill entitled "An act to amend the Tax Law, in relation to the collector's warrants" (Int. No. 503), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the General Municipal Law, in relation to revocation of allowances made by a board of child welfare" (Int. No. 504), which was read the first time and referred to the committee on general laws.

Mr. Ellenbogen introduced a bill entitled "An act to amend section nineteen hundred and ninety-one of chapter four hundred



and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to auctions and auctioneers" (Int. No. 505), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments and sales to the city of New York for assessments affecting property in the city of New York, and directing the Comptroller to make such assessments accordingly" (Int. No. 506), which was read the first time and referred to the committee on affairs of cities.

Mr. Talmage introduced a bill entitled "An act to amend the Education Law, in relation to the assessment and collection of school taxes in the county of Suffolk" (Int. No. 507), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Poor Law, in relation to overseer's books of account in Suffolk county" (Int. No. 508), which was read the first time and referred to the committee on internal affairs.

Mr. Youker introduced a bill entitled "An act to amend the Civil Service Law, in relation to the competitive class" (Int. No. 509), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk Free Library" (Int. No. 510), which was read the first time and referred to the committee on affairs of cities.

Mr. Leininger introduced a bill entitled "An act to authorize the assessment of real property acquired by the State of New York for Barge canal terminal purposes, situated on the easterly shore of the East river, adjoining on the northerly side lands acquired by the city of New York for an approach to the Queensboro bridge, in the borough of Queens, in said city, for the benefit derived by said lands by reason of the opening and extending of a street between Vernon avenue and said lands so as to furnish



access thereto" (Int. No. 511), which was read the first time and referred to the committee on ways and means.

Mr. Waldman introduced a bill entitled "An act to recognize the College of the City of New York and to continue such institution under the name and style of the University of the City of New York and to define its powers, duties, objects and purposes, and to repeal several statutes affecting such college" (Int. No. 512), which was read the first time and referred to the committee on the judiciary.

Mr. Garfinkel introduced a bill entitled "An act to amend the Labor Law, in relation to the employment bureau, and the General Business Law, in relation to employment agencies" (Int. No. 513), which was read the first time and referred to the committee on labor and industries.

Mr. Machold introduced a bill entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally" (Int. No. 514), which was read the first time and referred to the committee on affairs of cities.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to service of summons" (Int. No. 515), which was read the first time and referred to the committee on ways and means.

Mr. H. W. Smith introduced a bill entitled "An act to amend the Education Law, in relation to supervision of professions" (Int. No. 516), which was read the first time and referred to the committee on public education.

Mr. Wiltsie introduced a bill entitled "An act to amend the Banking Law, in relation to the powers of savings banks" (Int. No. 517), which was read the first time and referred to the committee on banks.

Mr. McGarry introduced a bill entitled "An act to amend the Greater New York charter, in relation to payment of cost of public improvements" (Int. No. 518), which was read the first time and referred to the committee on affairs of cities.

Mr. Amos, by request, introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to grounds for maintaining actions for divorce" (Int. No. 519), which was read the first time and referred to the committee on codes.

Mr. Leininger introduced a bill entitled "An act to provide for the protection of the upper platforms of Bridge Plaza station in Long Island City" (Int. No. 520), which was read the first time and referred to the committee on railroads.

Mr. Fearon introduced a bill entitled "An act to amend the Public Health Law, in relation to the practice of chiropractic" (Int. No. 521), which was read the first time and referred to the committee on public health.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Jenks (No. 331, Int. No. 320), entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Tallett (No. 143, Int. No. 143), entitled "An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Miller, E. H.

Also, Assembly bill introduced by Mr. Fearon (No. 249, Int. No. 56), entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. McWhinney (No. 288, Int. No. 277), entitled "An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer

firemen while serving in the military or naval service of the United States during a time of war," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Dobson, Meyer, Burr, Miller, E. H.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. E. C. Davis (No. 312, Int. No. 301), entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety," reported in favor of the passage of the same, with the following amendment:

Page 2, line 14, strike out the words "not more than".

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Wells, F. A., Miller, N. J. Those who voted in the negative were: Messrs. Meyer, Burr.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. E. C. Davis (No. 344, Int. No. 333), entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city," reported in favor of the passage of the same, with the following amendment:

Page 2, line 12, strike out the words "not more than".

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Wells, F. A., Miller, N. J. Those who voted in the negative were: Messrs. Meyer, Burr.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Parsons (No. 445, Int. No. 421), entitled "An act in relation to the operation of bus lines on a certain highway in the county of Schoharie," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Crane (No. 380, Int. No. 367), entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,' generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also Assembly bill introduced by Mr. Showers (No. 248, Int. No. 114), entitled "An act to amend the Highway Law, in relation to lights on vehicles," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Cowee (No. 365, Int. No. 352), entitled "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

Also, Assembly bill introduced by Mr. Showers (No. 50, Int. No. 50), entitled "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making

of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Thayer (No. 356, Int. No. 343), entitled "An act to amend the Tax Law, in relation to sales for non-payment of taxes in Franklin county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Thayer (No. 450, Int. No. 426), entitled "An act for the relief of the towns in the county of Franklin," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. L. H. Wells, Wheelock, Thayer, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

which reports were agreed to, and said bills placed on the order of third reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Cowee (No. 364, Int. No. 351), entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," reported in favor of the passage of the same, with the following amendment:

Page 1, between lines 3 and 4, insert "and the town of Greenfield, Saratoga county."

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which

was referred Assembly bill introduced by Mr. Fearon (No. 328, Int. No. 317), entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Kasson, Everett, Pierce, Cowee, Showers, Voorhees. which report was agreed to, and said bill placed on the order of second reading.

Mr. Wiltsie, from the committee on banks, to which was referred Assembly bill introduced by Mr. Wiltsie (No. 299, Int. No. 288), entitled "An act to amend the Banking Law, in relation to loans upon liberty bonds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Mead, C. L., Cheney, Hooper, Coles, Seesselberg, Leininger, Feigenbaum. which report was agreed to, and said bill placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Whitcomb (No. 235, Int. No. 234), entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Duke, Soule, Gage, Whitcomb, Link, Claessens. which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Adler (No. 463, Int. No. 439), entitled "An act to amend the Election Law, in relation to qualifications of electors, election districts in certain congressional districts and unofficial primaries in cities," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Fearon (No. 431, Int. No. 57), entitled "An act to amend the General Business Law, in

relation to certificates of registration to practice architecture," reported the same with the following recommendation:

Page 2, line 25, strike out "license".

which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Graham offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 349, Int. No. 338) entitled "An act to provide for the recording of crop statistics and the registration of threshing machines, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Graham moved to amend as follows:

Page 1, line 1 of title, strike out "To provide for" and insert "to amend the Agricultural Law, in relation to".

Strike out lines 1 to 9 and insert

"Section 1. Chapter nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to agriculture, constituting chapter one of the Consolidated Laws,' is hereby amended by inserting therein a new article to be article eleven-b to read as follows:

#### "ARTICLE 11-B.

#### RECORDING OF STOCK STATISTICS AND REGISTRATION OF THRESHING MACHINES.

"Section 270. Operators of threshing machines to be licensed.

"271. Statistics of grain threshed to be filed; revocation of licenses.

"272. Blanks to be furnished.

"273. Reports.

"274. Penalty for violation.

"§ 270. Operators of threshing machines to be licensed. On or before the first day of July of each year or within five days before beginning threshing, every person owning or leasing a threshing machine, or who shall thresh for hire, shall file with the council of farms and markets an application for a license containing the name and post-office address of such owner, lessee or operator, together with the name and make of the threshing machine.



Such application shall be on blanks to be furnished by the council of farms and markets. On receipt of such application it shall be the duty of such council to register such threshing machines, and to issue a license for the operation thereof to expire on the first day of July next following the date that the license takes effect, unless sooner revoked. There shall be no fee for such registration or license.

“§ 271. Statements of grain threshed to be filed; revocation of license. It shall be the duty of the owner, lessee or operator of such machine to file at least once a week with the council of farms and markets a statement showing the amount and kind of grain or seeds threshed during such week, with the county, town and post-office address of the grower of such grain or seeds. Upon failure or neglect on the part of any owner, lessee or operator to file the statistics required by this section, it shall be the duty of the council of farms and markets to revoke the license of such machine and no license shall be reissued before the ensuing first day of July.

“§ 272. Blanks to be furnished. It shall be the duty of the council of farms and markets to provide each registered thresher with suitable blanks for the recording and return of such crop statistics. Such blanks shall be in triplicate, one copy of which shall be given to the owner of the grain or seeds threshed, one copy filed with the council of farms and markets and one retained permanently by the registered thresher. A sufficient number of such blanks shall be furnished each thresher, together with envelopes for weekly mailing of such statements. Statistics so received by the council of farms and markets shall be tabulated and made public records in such form as the council of farms and markets may prescribe.

“§ 273. Reports. At the conclusion of the season's work, or on or before the first day of January in each year, the person registered shall submit a final report to the council of farms and markets on blanks furnished by it, and thereafter such council of farms and markets shall cause to be paid to the owner, lessee or operator of such machine a sum equal to fifty cents for each weekly report but not to exceed five dollars in any one year.

“§ 274. Penalty for violation. Any person or persons, firm or corporation operating any threshing machine for hire, which machine has not been licensed as provided in this article, shall forfeit and pay to the people of the State of New York not less than twenty-five dollars for the first violation and not more than fifty dollars for each subsequent violation.”



Strike out page 2.

Page 3, strike out lines 1 to 13.

Line 14, change " 6 " to " 2 ".

Line 17, before " this " insert " carrying out the provisions of article eleven-b of the Agricultural Law, as added by ".

Strike out the final " s " in " poses " at beginning of line.

Line 18, strike out " commissioner of agriculture " and insert " council of farms and markets ".

Line 19, change " 7 " to " 3 ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Graham, said bill was ordered reprinted and recommitted to said committee.

Mr. Witter offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of the bill (No. 357, Int. No. 344) entitled "An act to amend the Agricultural Law, in relation to branding cheese."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Witter moved to amend as follows:

Page 2, line 1, after " cheese " insert in italics " or stirred curd cheese ".

Line 9, after the first comma insert in italics " stirred curd cheese ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Witter, said bill was ordered reprinted and recommitted to said committee.

Mr. Bourke offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 148, Int. No. 148) entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Bourke moved to amend as follows:

Page 1, line 1, strike out all after the period and insert in italics "separate eligible list for persons in Federal military, naval or marine service. All".

Line 2, strike out "two months thereafter all".

Page 2, line 11, after the period insert in italics "the eligibility for certificate for appointment of a person whose name appears on such eligible list entitled as herein provided shall continue for a period of one year from the date of his honorable discharge from such service."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Bourke, said bill was ordered reprinted and recommitted to said committee.

Mr. McGinnies offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 198, Int. No. 198) entitled "An act to amend the Town Law, in relation to the compensation of election officers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McGinnies moved to amend as follows:

Page 1, line 10, strike out the italicized word "ten" and insert in italics "eight".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McGinnies, said bill was ordered reprinted and recommitted to said committee.

Mr. G. T. Davis offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 84, Int. No. 84) entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' in relation to the superintendent of highways and the salary of the mayor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. G. T. Davis moved to amend as follows:

Page 1, strike out from the title everything after "Rome," and insert the word "generally".

Page 2, line 21, after the period insert "The superintendent of highways so elected, and the superintendent appointed prior thereto under the former provisions of section eighty, until he shall cease to hold office as above provided, shall, under the direction and control of the board of public works, have the care and superintendence and repair and keep in order the highways and bridges in that part of the city situate outside the corporation tax district. After January first, nineteen hundred and nineteen, he shall receive an annual salary of twelve hundred dollars; until that date, the superintendent heretofore appointed shall receive the compensation fixed by the board of public works."

Page 2, between lines 21 and 22, insert the following:

"§ 2. Section six of such chapter, as amended by chapter seven hundred and three of the Laws of nineteen hundred and eleven, is hereby amended to read as follows:

"§ 6. The term of office of the elective officers shall commence on the first day of January next succeeding their election, and, except as herein provided, shall be for the following terms: The mayor, president of the common council[, city treasurer, the city clerk] and constables two years each; the city judge, [and] special city judge, city treasurer and city clerk four years each; the alderman and supervisors two years each. The term of the present incumbent of the office of mayor shall expire on December thirty-first, nineteen hundred and five, and his successor shall be elected at the general election preceding that date and every two years thereafter. The term of office of the supervisors first elected under this act shall hold their office for a term of three years from January first, nineteen hundred and five, and their successors shall hold for the terms of two years as above provided. The terms of office of the appointive officers of the city shall be as follows: The assessors, three years, the city engineer, the city attorney, the poundmaster, one year each; and the commissioners of public works, commissioners of water and sewers, commissioners of fire and police, commissioners of health and commissioners of charity, four years each. The city hall janitor and the sealer of weights and measures shall hold office during good behavior and shall be removed from office only upon charges in

writing of illegal, corrupt or otherwise improper conduct, upon which charges the accused shall have an opportunity to be heard in his defense.

“§ 3. Section thirteen of such chapter is hereby amended to read as follows:

“§ 13. Every person elected or appointed to any office under this act, except the city engineer, shall at the time of his election or appointment be an elector in and a resident of the city, excepting as herein otherwise provided; and every person elected by a ward shall be a resident thereof; the removal of any officer of the city therefrom or any officer elected by a ward from the ward wherein he shall have been elected, shall create a vacancy in his office. Except as herein otherwise provided, no person shall hold two city offices at the same time, except employees of the board of health who may hold more than one position of said board.”

Page 2, line 22, change the numeral “2” to “4”.

Page 4, between lines 21 and 22, insert the following:

“§ 5. Section fifty-three of such chapter, as amended by chapter five hundred and seventy-five of the Laws of nineteen hundred and nine, is hereby amended to read as follows:

“§ 53. The city sealer of weights and measures, when directed by the mayor as such city sealer, shall inspect and examine weights, measures, scale beams, measures of extension and weighing apparatus, and shall at such times possess the like powers and be subject to like obligations as the sealers of the several towns of this State and shall receive such fees for such services as are fixed by law, or where they are not fixed by law, as the common council shall by ordinance determine. The common council may, however, in its discretion, fix a salary of not to exceed [six hundred] one thousand dollars per year, to be paid by the city to the said city sealer of weights and measures, which salary shall be in lieu of all fees and other compensation to which such city sealer of weights and measures would otherwise be entitled. He shall also have supervision over and take charge of public markets and shall perform such other duties in connection therewith as the mayor may direct.

“§ 6. Section fifty-four of such chapter, as amended by chapter four hundred and sixty-eight of the Laws of nineteen hundred and five, is hereby amended to read as follows:

“§ 54. The board of public works and the board of water and sewer commissioners shall by joint action hire a competent civil engineer whose duty shall be to perform such work, with regard to surveying, engineering and other similar work, as may be ordered by and come under the jurisdiction of each board. He

shall under the direction of said board of public works, within two years after the passage of this act, or as soon thereafter as it may be possible, fix and establish to the approval of the board of public works and map the grade lines of all streets, sidewalks, and public squares in the city; shall cause to be prepared a map of the city showing the boundaries and alignments of all streets, public places and squares, the location of the sewers and water mains, and shall thereafter change and add to such maps so as to make them conform to and show any alterations, additions or extensions in said grade lines, boundaries, alignments, sewers and water mains that shall be made. Any maps of the city or parts of the city conforming substantially to the requirements of this section heretofore made by the authorities of such city or any department thereof, may be regarded as made hereunder and may be used in place thereof, or as a part of the maps as hereby required. He shall also map such extensions, additions and alterations that may be made from time to time, in the record books or atlases of the water works and sewers kept in the office of the board of water and sewer commissioners. He shall be provided with an office where he shall keep all notes, books, maps, drawings and records received or made by him or under his direction and which shall be properly indexed and transmitted with all other matters and property pertaining to or belonging to his office, to his successors. He shall personally superintend the opening, making, constructing and paving, macadamizing, repairing and grading of all streets, sidewalks and crosswalks, gutters, storm sewers and drains, and the measurement of all work done on the streets or on the public places in the city, and make all preliminary surveys therefor, and prepare plans, profiles, specifications and estimates therefor when necessary or when required to do so by the said board of public works. He shall, subject to the direction of the said board, superintend all repairs, improvements to and upon streets and public places in the city, including the cleaning of streets, and building and repairing of storm sewers, drains or bridges which the city is bound to maintain; the laying of gas and water pipes; the setting of hydrants in the streets, and shall perform such other duties as may from time to time be required by the board of public works and water and sewer commissioners, or either of them. He shall have no power to contract debt or liability on the part of the city except as authorized by the one of the said boards having such matters under its control. He shall not be interested directly or indirectly in any contract with the city of Rome made pursuant to the provisions of this title. The board of public works shall fix his compensation, not to exceed [two] three thousand dollars, and may remove

him at pleasure. Of said compensation one-fifth part thereof shall be payable by the board of water and sewer commissioners from the funds of the water department. The said board of public works shall have the power and they are hereby authorized to hire such assistants and helpers to and under the said engineer as may be necessary for the performance of his duties. The said engineer shall be designated the 'city engineer' and he may be required to give a bond, in form, manner and amount to be determined by said board, for the faithful performance of his duties. All books, note books, papers, maps, drawings, records, notes, tools, furniture, instruments and supplies now in the office of the city engineer and belonging to the city of Rome shall be retained in the office of the city engineer to be appointed under this act and shall be under the care and control of the said board of public works.

"§ 7. Section fifty-seven of such chapter, as amended by chapter five hundred and seventy-three of the Laws of nineteen hundred and fifteen, is hereby amended to read as follows:

"§ 57. The janitor of the city hall shall have the care and custody of the city hall and perform such services in reference thereto as the common council or the mayor require, including the care and custody of the police station. He shall receive such reasonable compensation as the common council may provide, not exceeding [one thousand] twelve hundred dollars per annum, out of which he shall pay all expenses for employees that may be necessary to keep the said city hall, including said police station, in a clean and sanitary condition."

Page 4, line 22, change the numeral "3" to "8".

Line 25, strike out the bracket.

Line 26, strike out brackets and the italicised matter.

Page 5, line 1, strike out the bracket.

Line 2, strike out the brackets and the italicised matter.

Line 6, insert closing bracket "]" after "also" and inclose with brackets the word "other".

Line 7, insert opening bracket "[" before the word "such".

Line 8, insert closing bracket "]" after the word "therefor" and insert in italics before the period "the repair and maintenance of the highways and bridges in that part of the city outside the corporation tax district."

Between lines 8 and 9, insert the following:

"§ 9. Section one hundred and eighteen of such chapter is hereby amended to read as follows:

"§ 118. The board of fire and police shall [select from the regular policemen appointed by them, one who shall be the]



appoint a chief executive officer of the police department and known as the chief of police of the city of Rome. He shall keep a record in a book to be provided for that purpose, of all cases and legal proceedings in his department and of all services performed by him and the several policemen, and of fees received by him or any of the policemen, which shall be the same as are allowed to constables in towns for like services. He shall at least once every month report to the board the state of his department, particularly as to fees received, and whether any members of his force are delinquent in their duties, and such other matters as the board may require. The board shall also appoint an assistant chief [to be selected from the policemen of the city], who shall under the direction of the chief of police perform any services and exercise any control which the chief of police could in the management and operation of the department. In the absence or during the inability of the chief of police the assistant chief shall possess his powers and perform his duties. The board shall also appoint a station keeper who shall have charge of the police station and the care of prisoners therein, and shall perform such other duties as the board shall direct.

“§ 10. Section one hundred and eighty of such chapter, as amended by chapter five hundred and seventy-three of the Laws of nineteen hundred and fifteen and chapter one hundred and sixty-one of the Laws of nineteen hundred and sixteen, is hereby amended to read as follows:

“§ 180. In case the work shall be grading, leveling or paving, macadamizing or telfordizing a street, lane or alley with or without storm water sewers, the city engineer shall ascertain the aggregate front length of lots upon both sides thereof, and the front length of each lot or parcel with an accurate description thereof, and the name of each owner so far as it can be ascertained. The board of public works shall then determine the expense of the whole work, including the expense of surveying, advertising and preparing the assessment lists, and cause the average expense upon each foot of the parcels of land on both sides of said street, lane or alley, including cross streets, to be ascertained and each and every lot or parcel of real estate to be assessed with its portion of the expense by multiplying its number of feet front into the average expense per foot. The expense of grading, leveling, paving, repaving, macadamizing or telfordizing intersections, crossings and junctions of streets and alleys, and in front of lands of the city of Rome, and making of crosswalks, sidewalks, drains or sewers therein or thereon, and the cost of repaving or resurfacing any street or road that shall have been previously paved shall be borne by that portion of the city

of Rome within the corporation tax district, and the amount thereof shall be raised by a general tax as provided in this act.

“Provided, however, that the city of Rome, by its common council, is hereby authorized and empowered, and it may, by resolution duly adopted, issue and sell bonds annually in the name, in behalf of and upon the credit of said city in an amount not exceeding in the aggregate at par value the city’s annual share, portion or part of the cost and expense of extending and constructing street improvements, and the proceeds of such bonds shall be applied by said common council for the objects and purposes aforesaid, and for no other purpose. Such bonds shall be signed by the mayor and city clerk and sealed with the seal of said city. They shall be issued for such length of time, not to exceed five years from the date of issue, and at such rate of interest, not to exceed four and one-half per centum per annum, and upon such other terms as said common council shall determine, and shall be sold for not less than their par value and accrued interest. They may be sold at public or private sale, as said common council may determine. They shall be numbered consecutively from one to the highest number issued, and the city clerk shall keep a record of each bond, the date, amount, rate of interest, when and where payable, and the purchaser thereof. It shall be the duty of said city to cause to be raised yearly by tax upon the taxable property in said city, in the same manner as the other general taxes are levied, a sum sufficient to pay the interest upon said bonds, when and as the same shall become due and payable and from time to time in like manner to raise the money necessary to pay the principal of said bonds as they shall fall due.

“In the event that there shall remain a portion of the whole of a block on any street, not exceeding six hundred and fifty feet in length, which has not been paved, macadamized or telfordized, lying between portions of said street or intersecting with streets which have been paved, macadamized or telfordized, the board of public works shall have the power, subject to the approval of the common council, to enter into a contract for paving, macadamizing or telfordizing that portion of said street so unimproved, the expense connected therewith to be determined and assessed in the same manner as is provided for other paving, macadamizing or telfordizing under this act.

“§ 11. Section two hundred and twelve of such chapter, as amended by chapter five hundred and seventy-three of the Laws of nineteen hundred and fifteen, is hereby amended to read as follows:

“§ 212. No person shall be eligible to the office of city judge,



or special city judge, unless he be a regularly admitted attorney of the Supreme Court of the State of New York. The city judge shall receive a salary of two thousand dollars per year and shall appoint a clerk who shall be a stenographer at a salary not exceeding [eight hundred] one thousand dollars per year. The special city judge shall act in the absence of the city judge and perform all the duties of the city judge, and shall receive a salary of two hundred dollars per year."

Page 5, line 9, change the numeral "4" to "12".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. G. T. Davis, said bill was ordered reprinted and recommitted to said committee.

Mr. Sutherland offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 166, Int. No. 166) entitled "An act to release to Emma Gallagher, Olive Gallagher, Viola Gallagher and John Roy Gallagher all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of Brooklyn, county of Kings, city and State of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Sutherland moved to amend as follows:

Strike out the title and insert:

"An act to release to Emma Gallagher, Olive Gallagher, Viola Gallagher and John Roy Gallagher, the only heirs-at-law and next of kin of Joseph J. Gallagher, deceased, all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of Brooklyn, county of Kings, city and State of New York, being premises known as and by the street number 1615a Atlantic avenue, formerly owned by said Joseph J. Gallagher, deceased, and purchased by the State of New York, at a sheriff's sale, on judgment on forfeiture of bail bond, by deed of sheriff of Kings county, December thirty-first, nineteen hundred and fourteen, which judgment was subsequently vacated."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Sutherland, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 413, Int. No. 394) entitled "An act to amend sections six and eight of the State Printing Law," having been announced for a second reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 430, Int. No. 41) entitled "An act to amend the Election Law, in relation to time allowed employees to vote at an election," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Jenks	McWhinney	Snyder
Allen	Davis G T	Johnson E A	Mead C L	Soule
Alvord	Decker	Johnson L W	Meyer	Sutherland
Ames D H	Dobson	Judson	Miller E H	Tallett
Ames H L	Donohoe	Karlin	Miller N J	Talmage
Amos	Donohue	Kasson	Mitchell	Taylor A
Barra	Duke	Kennedy	Murphy	Thayer
Belknap	Ellenbogen	Kenyon	Nesbitt	Trahan
Bewley	Everett	Kiernan	Orr	Tuckerman
Blakely	Fallon	Lattin	Parsons	Tyler
Bloomfield	Fearon	Leininger	Pierce	Voorhees
Bourke	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burnett	Gaffers	Machold	Rowe	Welsh
Caulfield	Gage	Malone	Seaker	Wheelock
Cheney	Gardner	Martin	Seelye	Whitcomb
Claessens	Gaylord	McCue	Seesselberg	Whitehorn
Coles	Gitlow	McDonald	Shannon	Williams
Copeley	Graham	McElligott	Shiplacoff	Wiltsie
Cowee	Hager	McGarry	Showers	Witter
Crane	Hamill	McGinnies	Slacer	Youker
Davies A E	Harris	McKee	Smith E A	Zimmerman
Davies E O	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Pratt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the joint legislative committee appointed to inquire into the subject and condition of all bridges of the State outside of cities and the methods of construction and maintenance be and hereby is continued with full power to continue its investigations and report its findings to the Legislature on or before February 15, 1918.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Jenks	McWhinney	Snyder
Allen	Davis G T	Johnson E A	Mead C L	Soule
Alvord	Decker	Johnson L W	Meyer	Sutherland
Ames D H	Dobson	Judson	Miller E H	Tallett
Ames H L	Donohoe	Karlin	Miller N J	Talmage
Amos	Donohue	Kasson	Mitchell	Taylor A
Barra	Duke	Kennedy	Murphy	Thayer
Belknap	Ellenbogen	Kenyon	Nesbitt	Trahan
Bewley	Everett	Kiernan	Orr	Tuckerman
Blakely	Fallon	Lattin	Parsons	Tyler
Bloomfield	Fearon	Leininger	Pierce	Voorhees
Bourke	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burnett	Gaffers	Machold	Rowe	Welsh
Caulfield	Gage	Malone	Seaker	Wheelock
Cheney	Gardner	Martin	Seelye	Whitcomb
Claessens	Gaylord	McCue	Seesselberg	Whitehorn
Coles	Gitlow	McDonald	Shannon	Williams
Copeley	Graham	McElligott	Shiplacoff	Wiltzie
Cowee	Hager	McGarry	Showers	Witter
Crane	Hamill	McGinnies	Slacer	Youker
Davies A E	Harris	McKee	Smith E A	Zimmerman
Davies E O	Hooper	McNab		

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

On motion of Mr. Adler, the House adjourned.

## THURSDAY, FEBRUARY 14, 1918

The House met pursuant to adjournment.

Mr. Machold in the chair.

Prayer by Rev. John Field Speel.

On motion of Mr. Malone, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the State Commissioner of Excise, which was laid upon the table and ordered printed.

(See Document.)

Also, the Twenty-fourth Annual Report of the Western House of Refuge for Women at Albion, N. Y., which was laid upon the table and ordered printed.

(See Document.)

Mr. Bates introduced a bill entitled "An act to amend section four hundred and fifty-two of the Code of Civil Procedure" (Int. No. 522), which was read the first time and referred to the committee on codes.

Also, "An act to amend section seven hundred and twenty of the Code of Civil Procedure" (Int. No. 523), which was read the first time and referred to the committee on codes.

Also, "An act to amend section four hundred and fifty-three of the Code of Civil Procedure" (Int. No. 524), which was read the first time and referred to the committee on codes.

Mr. Bourke introduced a bill entitled "An act to amend the Judiciary Law, in relation to stenographic reports of proceedings in a court of record" (Int. No. 525), which was read the first time and referred to the committee on the judiciary.

Mr. Burr introduced a bill entitled "An act to repeal chapter four hundred and eighty-eight of the Laws of nineteen hundred and thirteen, entitled 'An act to incorporate the Rockefeller Foundation'" (Int. No. 526), which was read the first time and referred to the committee on the judiciary.

Mr. Blakely introduced a bill entitled "An act to amend the Public Health Law, in relation to wall paper and calcimine" (Int. No. 527), which was read the first time and referred to the committee on public health.

Mr. Crowley introduced a bill entitled "An act to amend the Lien Law, in relation to liens of truckmen and draymen" (Int. No. 528), which was read the first time and referred to the committee on general laws.

Mr. Donnelly introduced a bill entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply transferred or appointed to the police department of the city of New York" (Int. No. 529), which was read the first time and referred to the committee on general laws.

Also, "An act to provide for transfers by elevated and street surface railroads in the city of New York" (Int. No. 530), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the Tax Law, in relation to disposition of penalties for omission by corporation to make statement" (Int. No. 531), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Penal Law, in relation to the adulteration of cigarettes" (Int. No. 532), which was read the first time and referred to the committee on codes.

Mr. Jenks introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them" (Int. No. 533), which was read the first time and referred to the committee on ways and means.

Mr. Judson introduced a bill entitled "An act creating the hydro-electric power commission of the State of New York, defining its powers and duties and making an appropriation therefor" (Int. No. 534), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees" (Int. No. 535), which was read the first time and referred to the committee on internal affairs.

Mr. Martin introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to salaries of special deputy excise

commissioners in Oneida and Queens counties" (Int. No. 536), which was read the first time and referred to the committee on excise.

Mr. H. W. Smith introduced a bill entitled "An act to amend the Personal Property Law, in relation to displaying selling price on goods sold under contract or conditional sale" (Int. No. 537), which was read the first time and referred to the committee on general laws.

Mr. Soule introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the powers of superintendents of the poor" (Int. No. 538), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Highway Law, in relation to registration fees of motor vehicles" (Int. No. 539), which was read the first time and referred to the committee on internal affairs.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of game on certain public lands" (Int. No. 540), which was read the first time and referred to the committee on conservation.

Mr. Tallett introduced a bill entitled "An act to amend the Education Law, relative to the support and management of the public libraraies" (Int. No. 541), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Education Law, relative to certificate of authority of all foreign educational corporations" (Int. No. 542), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Education Law, relative to the retirement of teachers" (Int. No. 543), which was read the first time and referred to the committee on public education.

Mr. Welsh introduced a bill entitled "An act to amend the Judiciary Law, in relation to the compensation of the stenographers of the Supreme Court for the third judicial district" (Int. No. 544), which was read the first time and referred to the committee on the judiciary.

Mr. H. L. Ames introduced a bill entitled "An act to amend the Penal Law, in relation to pool and billiard playing and bowl-

ing, in incorporated villages and towns" (Int. No. 545), which was read the first time and referred to the committee on codes.

Mr. Brownlee introduced a bill entitled "An act to amend the Judiciary Law, in relation to the appointment and powers of a commissioner of conciliation in the first department" (Int. No. 546), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend section forty-seven of the Decedent Estate Law" (Int. No. 547), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to written interrogations and answers thereto" (Int. No. 548), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to arbitration" (Int. No. 549), which was read the first time and referred to the committee on codes.

Mr. Martin introduced a bill entitled "An act to amend the General Business Law, in relation to exceptions of contracts for monopoly" (Int. No. 550), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Code of Civil Procedure, in relation to notice and procedure on granting of injunction orders" (Int. No. 551), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Judiciary Law, in relation to punishments for criminal contempt not punished summarily" (Int. No. 552), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to conspiracies" (Int. No. 553), which was read the first time and referred to the committee on codes.

Mr. Showers introduced a bill entitled "An act for the relief of the town of Cairo, in the county of Greene" (Int. No. 554), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act authorizing directors or trustees of corporations of this State to contribute

from surplus property of assets for war relief purposes" (Int. No. 555), which was read the first time and referred to the committee on the judiciary.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to definitions" (Int. No. 556), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Agricultural Law, in relation to licensing persons who make fat tests of composite samples of milk" (Int. No. 557), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Agricultural Law, in relation to milk and milk products" (Int. No. 558), which was read the first time and referred to the committee on agriculture.

Mr. Karlin introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the time from which compensation is allowed to injured employees, amount of such compensation and medical treatment of injured employees" (Int. No. 559), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Workmen's Compensation Law, in relation to providing for compensation to employees in restaurants and wholesale and retail establishments" (Int. No. 560), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Workmen's Compensation Law, in relation to limiting the insuring of compensation to injured employees in the State insurance fund" (Int. No. 561), which was read the first time and referred to the committee on the judiciary.

Mr. McLaughlin introduced a bill entitled "An act to amend the Public Service Commission Law, in relation to commissioners" (Int. No. 562), which was read the first time and referred to the committee on the judiciary.

Mr. E. A. Johnson introduced a bill entitled "An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement resort, refreshments and education, and providing penalty for violation thereof" (Int. No.



563), which was read the first time and referred to the committee on codes.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Machold (No. 475, Int. No. 467), entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Seelye, Lord, McGinnies, McWhinney, Wheelock, Bloomfield, McElligott.

Also, Assembly bill introduced by Mr. Gardner (No. 65, Int. No. 65), entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Lord, McGinnies, McWhinney, Wheelock, McElligott.

Also, Assembly bill introduced by Mr. McGinnies (No. 74, Int. No. 74), entitled "An act to enable the owners or mortgagees of lands in the city or town of Dunkirk, county of Chautauqua, and State of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Lord, McGinnies, McWhinney, Wheelock, McElligott.

Also, Assembly bill introduced by Mr. Machold (No. 368, Int. No. 355), entitled "An act to amend the Education Law, in relation to district superintendents," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Lord, McGinnies, McWhinney, Wheelock, McElligott.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Walters (No. 209, Rec. No. 4), entitled "An act making an appropriation for the expenses of the joint committee of the Legislature appointed to investigate and inquire into the report of the Board of Statutory Consolidation on the Simplification of the Civil Practice in the Courts of the State, as heretofore continued with additional powers relating to such simplification," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Lord, McGinnies, McWhinney, Wheelock, McElligott.

which reports were agreed to, and said bill placed on the order of second reading.

Mr. Kenyon, from the committee on war, to which was referred Assembly bill introduced by Mr. Donohue (No. 358, Int. No. 345), entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," reported in favor of the passage of the same, without amendments.

Those who voted in the affirmative were: Messrs. Kenyon, Kasson, Welsh, Everett, Zimmerman, Wiltsie, Davis, E. C., Showers, Seesselberg, Goldberg.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Gaffers (No. 205, Int. No. 205), entitled "An act to revise the charter of the city of Watervliet," reported in favor of the passage of the same, with the following amendments:

Page 5, line 21, strike out the word "wall" and insert the word "grounds".

Page 5, line 22, strike out the word "said" and insert the word "the". Insert after the word "southerly" "of the said United States Arsenal".

Page 7, line 3, strike out the word "easterly" and insert the word "westerly".

Page 8, line 8, strike out the word "treasurer" and insert the word "chamberlain".

Page 9, line 6, strike out "." and insert ";" But the salary or compensation of every officer and employee shall be thus fixed before his election or appointment."

Page 14, line 3, strike out the word "Treasurer" and insert the word "chamberlain".

Page 14, line 8, strike out the word "two" and insert the word "three".

Page 22, line 7, insert after the word therein " ;".

Page 23, line 22, strike out after the word "councilmen" ", it" and insert ". It".

Page 24, line 21, after word "deeds," insert "The commissioner of accounts, before entering upon the duties of his office, shall execute and file with the chamberlain an official undertaking in such penal sum as may be prescribed by the council."

Page 28, line 20, strike out the word "three-fourths" and insert the word "three-fifths".

Page 29, lines 12 to 16, strike out "Any ——— to ordinance." and insert "Any person violating an ordinance of the council shall be guilty of a misdemeanor and the council may provide therein or by general ordinance,".

Page 31, line 22, strike out the word "may" and insert the words "shall upon receipt by it of a certified copy of a resolution of the board of estimate and contract setting forth the necessity therefor direct the chamberlain to".

Page 34, line 1, strike out the word "treasurer" and insert the word "chamberlain".

Page 38, line 24, strike out the word "common".

Page 40, line 24, strike out the word "treasurer" and insert the word "chamberlain".

Page 44, line 17, strike out the words "the members" and insert the words "a members".

Page 53, line 1, insert after the word "section" the word "seventy-four".

Page 60, line 3, to page 75, line 21, strike out entire article and insert new article as follows:

## "ARTICLE X.

### " DEPARTMENT OF FINANCE.

" § 94. Temporary and funded debts. Temporary and funded debts of the city for the various purposes authorized or contemplated by this chapter and otherwise by law, may be created by ordinance of the council, provided, however, that any such ordinance shall, before it takes effect, be submitted to and approved by the board of estimate and contract. Funded debts may be created for any municipal purposes. The creation of funded and temporary debts and the refunding of existing debts, shall be subject to the provisions of the General Municipal Law, except as otherwise herein provided. Every funded debt, refunded or created except to provide for the supply of water, shall be issued in such amounts and shall fall due at such times that the principal of the same shall be fully paid in not more than twenty equal annual instalments, the last of which shall become due at the end of not more than twenty years after its issue. Every funded debt refunded or created to provide for the supply of water shall be issued in such amounts and shall fall due at such times that the principal of the same shall be fully paid in not more than forty equal installments, the last of which shall become due at the end of not more than forty years after its issue, and may by the ordinance creating said funded debt, be made payable out of water rents received by the city. Any bonds of the city heretofore issued, other than revenue bonds, and not payable in installments, except as hereinafter provided, may be refunded. No funded debt which is payable in installments shall be refunded, but provision shall be made for the payment of each installment and accrued interest in the year in which it shall become due by the insertion of the proper sum in the annual estimate for the year in question. An ordinance creating a funded debt may provide that the bonds therein authorized shall contain a recital that they are issued pursuant to law and an ordinance of the council, as provided by this section. Such recital, when so authorized, as aforesaid, shall be conclusive evidence of the regularity of the issue of said bonds and of their validity.

" § 95. Issue and sale of bonds. All bonds of the city for whatever purposes issued shall be advertised and sold by the

chamberlain either upon sealed proposals or by auction, or both. He shall cause to be published in the official paper once, and in a daily paper designated by the council for not less than five successive days, Sundays excepted, a notice containing a description of the bonds to be sold, the manner and place of sale and the time when the same shall be sold, or the time limited for the receipt of sealed proposals, which shall not be less than ten days from the first publication of said notice. When the bonds are sold under sealed proposals no proposal shall be opened until one hour after the time limited for the receipt thereof has elapsed, and all proposals shall be opened in public. Award shall be made to the highest bidder. At any sale of bonds either by auction or under sealed proposals, the chamberlain may reject all bids and re-advertise if in his opinion the price offered is inadequate. All bonds shall be signed in the name of the city, by the mayor and chamberlain and attested by the commissioner of accounts. A list of all bonds shall be kept in the chamberlain's office and when any bonds are paid they shall be cancelled by the chamberlain.

“ § 96. Duties of the chamberlain. The chamberlain shall superintend the fiscal affairs of the city and manage the same pursuant to law. He shall keep a separate account with every office, bureau and department, and with each improvement for which funds are appropriated or raised by tax or assessment. No fund shall be overdrawn nor shall any warrant be drawn against one fund or appropriation to pay a claim chargeable to another. The chamberlain shall demand, collect, receive and have the care and custody of and shall disburse all moneys belonging to or due the city for every source, except as otherwise provided by law. All moneys of the city received by the chamberlain shall be deposited by him daily in such banks or trust companies as shall be designated by the board of estimate and contract for such purpose. The interest upon all deposits shall be the property of the city and shall be accounted for and credited to the appropriate fund. No money shall be drawn from a city depository except on check or draft signed by the chamberlain and countersigned by the mayor, and made payable to the person entitled to receive the same. Every check or draft drawn against city funds shall state particularly against which of such funds it is drawn. The chamberlain shall perform such other duties as may from time to time be prescribed by law, or by ordinance of the council, not inconsistent with the provisions of this chapter, or the laws of the state.

“ § 97. Claims against the city. No claim against the city except for a fixed salary, for the principal or interest on a bonded

or funded debt or other loan, or for the regular or stated compensation of officers or employees in any city department, or for work performed or materials furnished under contract with the board of estimate and contract, shall be paid unless a claim therefor, rendered in duplicate and verified by or on behalf of the claimant, in such form as the commissioner of accounts shall prescribe, and approved by the head of the department or office whose action gave rise or origin to the claim, and, if the claim be based upon an open market order for merchandise or materials furnished for work, labor or services rendered, supported by the original order certified by the chamberlain as to available funds, shall have been presented to the commissioner of accounts, and shall have been audited and allowed by him. The commissioner of accounts shall cause each such claim, upon presentation to him for audit, to be numbered consecutively, and the number, date of presentation, name of claimant and brief statement of character of each claim shall be entered in a book kept for such purpose, which shall at all times during office hours be so placed as to be convenient for public inspection and examination. No claim shall be audited or paid until at least five days have elapsed after its presentation to the commissioner of accounts and the commissioner of accounts shall not be required to audit the claim until two weeks have expired after the expiration of such period of five days. The commissioner of accounts is authorized in considering a claim, to require any persons presenting the same for audit to be sworn before him touching the justice and accuracy of such claim and to take evidence and examine witnesses in reference to the claim, and for that purpose he may issue subpoenas for the attendance of witnesses. If the claimant be dissatisfied with the audit he may appeal to the board of estimate and contract by serving notice of appeal in writing upon the commissioner of accounts within ten days after notice of such audit. If any board, department or officer of the city or any taxpayer be dissatisfied with any audit, it, or he, may appeal to the same board on behalf of the city, in like manner, by serving notice of appeal upon the claimants and commissioner of accounts and the chamberlain at any time before payment thereof. The board of estimate and contract shall make rules for the procedure upon the hearing of such appeals and the decision and audit of that board, after the hearing upon the appeal to it, shall be final and conclusive as to the amount of the claim; but if there be no appeal from the original order it shall in like manner be final and conclusive. Upon the appeal herein provided for, the commissioner of public safety shall take the place of the commissioner of accounts as a member of the board. The commissioner of



accounts and the board of estimate and contract upon an appeal to it, as herein provided, shall have authority to take evidence and examine witnesses in reference to the claim and for that purpose may issue subpoenas for the attendance of witnesses; and the commisisoner of accounts and each member of the board of estimate and contract is hereby declared to be ex officio a commissioner of deeds. When a claim has been finally audited by the commissioner of accounts he shall endorse thereon or attach thereto his certificate as to such audit, and the same shall thereupon be filed in and remain a public record in his office, and a copy thereof under his certificate be furnished the chamberlain. If any person shall present to the commissioner of accounts for audit a claim in the name of any person or firm other than that of the actual claimant, he shall be guilty of a misdemeanor.

“§ 98. Custody and management of sinking fund. The chamberlain shall have, under the direction of the board of estimate and contract, the custody, investment and management of any sinking funds provided for the payment or redemption of city debts.

“§ 99. Duties of the commissioner of accounts.. The commissioner of accounts, before entering upon the duties of his office, shall execute and file with the chamberlain an official undertaking in such penal sum as may be prescribed by the council. The commissioner of accounts shall be ex officio a commissioner of deeds. He shall keep a book in which shall be shown at all times the exact condition of the various city funds; and shall report to the chamberlain at least once a month, or oftener if required, which report shall show the amount in each fund, together with the amount in each fund at the time of making the last report. The chamberlain is authorized and empowered to demand and receive from the commissioner of accounts a statement of the funds at any time he deems it advisable.

“§ 100. Annual financial statement. The chamberlain shall, within thirty days after the close of each fiscal year, prepare and publish in book or pamphlet form a full and accurate statement in detail, verified by his oath, showing (1) the receipts and revenues of the city from all sources and the account which may be due to the city and uncollected at the close of the fiscal year; (2) the separate totals of the disbursements from all city funds and the expenditures in all branches of the city government during the fiscal year; (3) the cost of the acquisition, construction and operation of each public utility owned, maintained or operated by the city and the income derived therefrom. Such publication shall be accompanied by the statement in detail in

separate columns, showing the several funds belonging to the city, the amount drawn on each fund or appropriation, and its then present condition, also the several debts and obligations of the city, the character thereof, when the same are payable and the rate of interest on each.

“ § 101. Chamberlain. The chamberlain may appoint, to hold office during his pleasure, such subordinates as may be prescribed by the board of estimate and contract. The chamberlain before entering upon the discharge of the duties of his office, shall execute and file with the commissioner of accounts, an official undertaking in such penal sum as may be prescribed by the council.

“ § 102. Deposits and accounts. All moneys deposited by the chamberlain, as provided herein, shall be placed to the credit of the city. The chamberlain shall keep bank books in which shall be entered his accounts or deposits in, and moneys drawn from, the banks or trust companies in which such deposits shall be made.

“ § 103. Fiscal year; department estimates. The fiscal year of the city shall commence on the first day of January. On or before the first day of October in each year all heads of departments and officers empowered by law or by city ordinance to control or authorize expenditures shall furnish to the mayor estimates in writing of the amount of expenditures for the next fiscal year in their respective departments or offices, including a statement of the salaries of all their subordinates. Said estimate shall also include a statement of the amount expended from each appropriation during the preceding twelve months. The mayor shall lay such estimates before the board of estimate and contract at its first meeting thereafter, and the same shall be entered in its minutes.

“ § 104. Annual estimates. On or before the first day of November, in each year, the board of estimate and contract shall make an itemized statement, in writing, of the estimated revenues and expenditures of the city for the fiscal year which shall be known as its annual estimate. Such estimate shall show in such detail as may be practicable the items of proposed appropriations for the purposes required to be stated in the annual estimate and the conditions imposed by the board, if any, under which the same may be expended.

“ § 105. Contents of annual estimate. The annual estimate shall show in such detail as the board may deem advisable;

“ 1. The sources of the revenues of the city, other than from taxation, and an estimate of the probable amounts which will be received from each by the city during the fiscal year, less the



amount, if any, required to be deposited to the credit of a sinking fund;

“ 2. All unexpended balances or estimated unexpended balances of the previous fiscal year remaining to the credit of the city or any department, board, commission or officer thereof;

“ 3. The amount of each sinking fund, which in the judgment of the board will be available and should be applied to the payment of any bonded indebtedness of the city falling due during such fiscal year.

“ The annual estimate shall show in such detail as the board may deem advisable the amounts required for;

“ 1. The salaries and compensation of all city officers and employees are previously fixed by or pursuant to law;

“ 2. The cost of equipment, repairs, renewals, supplies and other operating expenses for each department, board, commission office and court of the city and the rental of suitable building or offices, if required, in buildings not owned by the city;

“ 3. The payment of the principal and interest of any bonded or other indebtedness of the city falling due during such fiscal year;

“ 4. The payment of any judgments recovered against the city and payable during such fiscal year;

“ 5. Other matters or purposes as may be required by statute or as the board may determine to be necessary for the administration of the affairs of the city during such fiscal year;

“ 6. Emergencies for which provision is not otherwise made;

“ 7. The board of estimate and contract may include in the annual estimate for any department, board, commission or office a petty cash fund, payable in advance to such department, board, commission or office in such installments as shall be prescribed therein.

“After said annual estimate shall have been completed, the board of estimate and contract shall submit the same in final form to the council with a statement, in writing, of such reasons for such estimate as it may deem proper. The council shall as soon thereafter as may be possible, convene and consider the said estimate. It shall give a public hearing to such persons as wish to be heard in reference thereto. After such hearing, and within thirty days after such estimate shall have been submitted to it, the council shall adopt such estimate so submitted or shall diminish or reject any items therein contained, and adopt said estimate as so amended. The council shall have the power to diminish any items which relate to salaries, the indebtedness or estimated revenues, or the sums directed by the board of supervisors of the county to be levied within the city for state and county purposes,

or the sums lawfully payable within said fiscal year upon judgments; or to the sinking fund, nor shall the council increase any item for any purposes contained in said estimate.

“ § 106. Annual appropriations. When the council shall have adopted the final estimate of the board of estimate and contract for said estimate as amended by it, the same shall be entered at large in its minutes and become a part of its proceedings. The several sums estimated for expenditures therein shall be and become appropriated in the amounts and for the several departments, officers, and purposes as therein specified for the said fiscal year. The several sums therein enumerated as estimated revenues and the moneys necessary to be raised by tax in addition thereto to pay expenses of conducting the business of the city and for the purposes contemplated by this chapter and otherwise by law, shall be and become applicable in the amounts therein named for the purpose of meeting said appropriation. In case the revenues received by the city exceed the amount of such estimated revenues named in said annual estimate, or in case there remain any unexpended balances of appropriations made for the support of the city government or for any other purpose, then such surplus revenues or such unexpended balances shall, except as otherwise provided by law, remain upon deposit and be included as a part of the estimated revenues for the succeeding year. When any moneys or revenues are received by any officer, board or department of the city, from any source other than by municipal tax, which are not otherwise appropriated, such moneys or revenues may be used and applied toward and in addition to the funds appropriated, as aforesaid, in such manner as in the judgment of the board of estimate and contract may be most beneficial to the city.

“ § 107. Tax budget. The amount of estimated expenditures contained in the annual estimate adopted by the council, less the amount of estimated revenues applicable to the payment thereof and the amount of all judgments payable prior to the tax levy, and the city's proportionate part of the county and state levies shall constitute the tax budget. The council shall levy and cause to be raised by tax the amount of said budget, and the amount shall be levied, assessed and raised by tax upon the real and personal property liable to taxation in the city at the time and in the manner in this chapter provided.

“ § 108. Special appropriations. Upon the recommendation of the head of a department, board, commission or office of the city, special appropriations may be made by the board of estimate and contract for the purposes for which appropriations may be made in the annual estimate, subject, however, to action thereon

by the council as in the adoption of the annual estimate. Moneys required for such appropriation shall be provided by the issue of special certificates of indebtedness, the amount of which shall be included in the next annual estimate and tax budget.

“ § 109. Temporary loans. In the interval between the beginning of the fiscal year and the adoption of the annual estimate, the city shall have the power to borrow money to the extent required to pay fixed salaries, the principal and interest on bonded or funded debts or other loans the stated compensation of officers and employees and indebtedness for work performed or materials furnished under contract with the board of estimate and contract, and such amount as shall be certified to it by the board of education to be necessary for the use of the common school of the city. After the adoption of said annual estimate it shall have the power to borrow money for the payment of the debts and expenses of the city within the amounts appropriated therefor for the fiscal year, in anticipation of the receipt of the said taxes and revenues applicable to such purposes.

“ § 110. Contracts and expenditures prohibited. No expenditures shall be made, and no contract liability shall be incurred for any fiscal year beyond the appropriations for such year in excess of two thousand dollars, except for public lighting, or by vote of the tax payers, or in case of unforeseen emergencies occurring after the confirmation of the estimate, and then only by a four-fifths vote of the council.

“ No board or officer shall expend or contract to expend any money or incur any liability upon or by virtue of an open market order until an order in writing, made in triplicate, is submitted to the commissioner of accounts and he shall have certified thereon that unexpended funds, appropriated for that purpose, are available to meet a claim therefor if incurred. One of such copies shall be returned by the commissioner of accounts, one by the officers issuing the order, and the third shall be delivered to the person furnishing the merchandise or material or who shall perform the service specified therein, and be attached to the claim presented to the commissioner of accounts for audit. Any contract, verbal or written, made in violation of this section shall be null and void as to the city, and no moneys belonging to the city shall be paid thereon, provided, however, that nothing herein contained shall prevent the making of contracts for light or water, the collection and disposal of garbage, the collection and removal of rubbish and ashes, the cleaning of streets, or the sprinkling of streets or public places by railway cars, for periods not exceeding one year. Nothing herein contained, however, shall be held to prohibit the commissioner of public safety from expending such

sums or incurring such debts as may be actually necessary to prevent the spread of, or suppress any contagious or infectious disease, or any epidemic in the city, in addition to the amount appropriated for such purposes.

“§ 111. Penalties for violation of preceding section. Any officer or member of any board or department of the city, making or voting for any contract prohibited by the preceding section, or auditing any account or claim under any such contract, shall be guilty of a misdemeanor.”

Page 79, line 5, strike out the word “treasurer” and insert the word “chamberlain”.

Page 79, line 10, strike out the word “fifteenth” and insert the word “tenth”.

Page 79, line 12, strike out the word “treasurer” and insert the word “chamberlain”.

Page 79, line 17, strike out the word “treasurer” and insert the word “chamberlain”.

Page 79, line 23, strike out the word “treasurer” and insert the word “chamberlain”.

Page 80, lines 8 and 9, strike out the words “within twenty days after the first publication of the notice of receipt of such roll as above prescribed” and insert the words “on or before the thirty-first day of January”.

Page 80, lines 11 and 12, strike out the words “within twenty days after the first publication of said notice” and insert the words “on or before the thirty-first day of January”.

Page 80, lines 15 and 16, strike out the words “expiration of twenty days from the first publication of such notice” and insert the words “thirty-first day of January”.

Page 80, line 20, strike out the word “treasurer” and insert the word “chamberlain”.

Page 80, line 24, strike out the word “treasurer” and insert the word “chamberlain”.

Page 81, line 3, strike out the word “treasurer” and insert the word “chamberlain”.

Page 81, line 13, strike out the words “August” and “treasurer” and insert the words “September” and “chamberlain”.

Page 81, line 16, strike out the word “December” and insert the word “November”.

Page 81, line 20, strike out the word “budget” and insert the words “tax roll or water rent roll”.

Page 81, lines 20 and 21, strike out the words “or water rent”.

Page 82, line 23, strike out the words “treasurer” and “treasurer” and insert the words “chamberlain” and “chamberlain”.

Page 83, line 11, strike out the word "treasurer" and insert the word "chamberlain".

Page 83, line 26, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 6, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 8, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 11, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 15, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 24, strike out the word "treasurer" and insert the word "chamberlain".

Page 84, line 25, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 7, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 9, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 12, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 17, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 20, strike out the word "treasurer" and insert the word "chamberlain".

Page 85, line 21, strike out the word "treasurer" and insert the word "chamberlain".

Page 86, line 5, strike out the word "treasurer" and insert the word "chamberlain".

Page 86, line 14, strike out the word "treasurer" and insert the word "chamberlain".

Page 86, line 24, strike out the word "treasurer" and insert the word "chamberlain".

Page 87, line 6, strike out the word "treasurer" and insert the word "chamberlain".

Page 87, line 23, strike out the word "treasurer" and insert the word "chamberlain".

Page 88, line 3, strike out the word "treasurer" and insert the word "chamberlain".

Page 88, line 8, strike out the word "treasurer" and insert the word "chamberlain".

Page 88, line 23, strike out the word "treasurer" and insert the word "chamberlain".

Page 88, line 24, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 5, strike out the words "by resolution of the council".

Page 89, line 6, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 10, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 18, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 19, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 21, strike out the word "treasurer" and insert the word "chamberlain".

Page 89, line 23, strike out from the words "The commissioner of accounts" to and including the end of line 13 on page 90.

Page 91, line 7, strike out the word "treasurer" and insert the word "chamberlain".

Page 92, line 9, strike out the word "sixteen" and insert the word "fifteen".

Page 92, line 13, strike out "." and insert ", and so far as it is authorized and empowered to audit accounts and pay the same."

Page 92, line 13, after line 13 insert a new paragraph as follows: "Chapter four hundred and twenty-eight of the Laws of nineteen hundred and fourteen, as amended by chapter two hundred and sixty-four of the Laws of nineteen hundred and fifteen, shall be deemed to be repealed at the expiration of ninety days after the acceptance of the contracts made for the construction of the water works system."

Page 92, line 17, strike out the word "sixteen" and insert the word "fifteen".

Page 93, line 19, after the word "works" insert ", subject to the approval of the board of estimate and contract,".

Page 94, line 6, after line 6 insert a paragraph as follows: "The commissioner of public works, subject to the approval of the board of estimate and contract, may sell to any corporation or individuals outside of the city the right to make connections with the mains for the purpose of drawing and using water therefrom, and may fix the prices and conditions therefor, but the said commissioner shall not sell or permit the use of water to or by corporations or persons outside the city, if by such use the supply of water for the city or its inhabitants shall be insufficient."

Page 95, lines 1 and 2, strike out the words "included in the annual tax budget, except as hereinafter provided" and insert

“payable from water revenues or rentals and shall be maintained by and be and remain the property of the city.”

Page 95, line 17, strike out the word “treasurer” and insert the word “chamberlain”.

Page 95, line 22, strike out the word “treasurer” and insert the word “chamberlain”.

Page 95, line 23, strike out the word “treasurer” and insert the word “chamberlain”.

Page 99, line 5, strike out the word “treasurer” and insert the word “chamberlain”.

Page 99, line 10, strike out the word “treasurer” and insert the word “chamberlain”.

Page 99, line 19, strike out the word “treasurer” and insert the word “chamberlain”.

Page 99, line 21, strike out the word “treasurer” and insert the word “chamberlain”.

Page 99, line 23, strike out the word “treasurer” and insert the word “chamberlain”.

Page 100, line 8, strike out the word “treasurer” and insert the word “chamberlain”.

Page 100, line 22, strike out the word “treasurer” and insert the word “chamberlain”.

Page 103, line 16, after the word “contract.” insert “There shall not be more than one police officer for every twelve hundred inhabitants.”

Page 104, line 8 and 9, strike out the words “as shown by competitive examination,”.

Page 104, lines 11 and 12, strike out the words “, and the relative weights therefor shall be fixed by the municipal civil service commission”.

Page 107, line 9, strike out the word “common”.

Page 108, line 6, strike out the word “treasurer” and insert the word “chamberlain”.

Page 124, line 17, strike out the word “one-half” and insert the word “one-third”.

Page 124, line 19, strike out the word “one-half” and insert the word “two-thirds”.

Page 130, line 19, after the word “may” insert “, upon such terms and conditions as are reasonable and proper,”.

Page 134, line 2, strike out the word “treasurer” and insert the word “chamberlain”.

Page 134, line 17, strike out the word “one-half” and insert the word “one-third”.

Page 136, line 17, strike out the word “one-half” and insert the word “two-thirds”.



Page 137, line 8, strike out the word "one-half" and insert the word "two-thirds".

Page 139, line 8, strike out the word "March" and insert the word "September".

Page 139, line 11, strike out the word "treasurer" and insert the word "chamberlain".

Page 140, line 12, strike out the word "treasurer" and insert the word "chamberlain".

Page 140, line 24, strike out the word "treasurer" and insert the word "chamberlain".

Page 141, line 1, strike out the word "treasurer" and insert the word "chamberlain".

Page 141, line 26, strike out the word "treasurer" and insert the word "chamberlain".

Page 142, lines 22 and 23, strike out the words "three hundred and fifty-six" and insert the words "one hundred seventy-six".

Page 144, lines 2 and 3, strike out the words "three hundred and six" and insert the words "one hundred seventy-six".

Page 145, line 1, insert after word "shall" the words ", so far as reasonably necessary,".

Page 147, line 5, strike out the word "three hundred and six" and insert the words "one hundred seventy-six".

Page 153, line 19, strike out the words "commissioner of accounts" and insert the word "chamberlain".

Page 158, line 7, strike out the word "treasurer" and insert the word "chamberlain".

Page 160, line 1, strike out the numerals "XIII" and insert the numerals "XVIII".

Page 160, line 25, after "sixteen" insert "and chapter four hundred and forty-four of the Laws of nineteen hundred and seventeen".

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Burr, Miller, E. H.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. McWhinney (No. 335, Int. No. 324), entitled "An act to amend the Village Law, in relation to contracting for fire protection," reported in favor of the passage of the same, without amendment.



Those who voted in the affirmative were: Messrs. Blakely, Allen, McWhinney, Wiltsie, Quackenbush, Lown, Tyler, Nesbitt.

Also, Assembly bill introduced by Mr. McWhinney (No. 137, Int. No. 137), entitled "An act to amend the Village Law, in relation to time of filing report of village treasurer," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Allen, McWhinney, Wiltsie, Quackenbush, Lown, Tyler, Nesbitt. which reports were agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Graham (No. 200, Int. No. 200), entitled "An act to revise, amend and consolidate the charter of the village of Watkins," reported in favor of the passage of the same, with the following amendments:

Page 2, line 12, insert the word "South" after the word "said".

Page 17, line 7, strike out bracket sign after the word "witnesses".

Page 17, line 9, strike out bracket sign after the word "trustee."

Page 23, line 6, strike out the words "section seven" and insert the words "subdivision seven, section twenty-five".

Page 27, line 9, strike out the word "judge" and insert the word "court".

Page 27, line 20, insert the word "each" after the word "shall".

Page 31, line 24, strike out the word "judge" and insert the word "Court".

Page 32, line 9, strike out the word "judge" and insert the word "court".

Page 32, line 19, strike out the word "judge" and insert the word "court".

Page 32, line 25, strike out the word "judge" and insert the word "court".

Page 33, line 23, strike out the word "judge" and insert the word "court".

Those who voted in the affirmative were: Messrs. Blakely, Allen, McWhinney, Wiltsie, Quackenbush, Lown, Tyler, Nesbitt. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was

referred the bill introduced by Mr. Wiltsie (No. 299, Int. No. 288), entitled "An act to amend the Banking Law, in relation to loans upon liberty bonds."

Also, the bill introduced by Mr. McWhinney (No. 288, Int. No. 277), entitled "An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving in the military or naval service of the United States during a time of war."

Also, the bill introduced by Mr. Whitcomb (No. 235, Int. No. 234), entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton."

Also, the bill introduced by Mr. Fearon (No. 328, Int. No. 317), entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl."

Also, the bill introduced by Mr. Parsons (No. 445, Int. No. 421), entitled "An act in relation to the operation of bus lines on a certain highway in the county of Schoharie."

Also, the bill introduced by Mr. Showers (No. 50, Int. No. 50), entitled "An act authorizing the town of Lexington, in the county of Greene, to issued bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now standing and unpaid by said town, and to provide for the payment thereof," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Tallett (No. 143, Int. No. 143), entitled "An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof," reported the same with the following recommendation:

On page 4, line 1, strike out the second "or" in the line and insert in place thereof the word "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Cowee (No. 365, Int. No. 352), entitled "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor,'" reported the same with the following recommendation:

On page 1, line 5, strike out "nine" and insert "four".

which report was agreed to, and said bill ordered reprinted and engrossed for third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Showers (No. 248, Int. No. 114), entitled "An act to amend the Highway Law, in relation to lights on vehicles," reported the same with the following recommendations:

On page 2, line 1, at the beginning of the line, insert "to be" in brackets; italicise "so placed as to be clearly;"

which report was agreed to, and said bill ordered reprinted and engrossed for third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes." (No. 92, Int. No. 92.)

"An act to amend the General Municipal Law, in relation to failure to attend the meetings of local board of child welfare." (No. 432, Int. No. 258.)

"An act in relation to the manner of holding town meetings in the year nineteen hundred and eighteen in certain towns." (No. 423, Int. No. 404.)

"An act to amend the Highway Law, in relation to registration fees of motor vehicles." (No. 323, Int. No. 312.)

"An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers." (No. 241, Int. No. 240.)

"An act to amend the Election Law, in relation to qualifications of electors, election districts in certain congressional districts and unofficial primaries in cities." (No. 463, Int. No. 439.)

Mr. Hager offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 428, Int. No. 409) entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Hager moved to amend as follows:

Page 1, line 7, after "S. 77." strike out the balance of the line, strike out lines 8 and 9, and strike out on line 10 "completion of such work," and insert in place thereof the following: "Closing Highways. If it shall appear necessary to close any highway in order to permit a proper completion of any work of improvement thereon conducted by the State, county or town,".

Page 1, line 11, after "shall" strike out "either of his own initiative or".

Page 1, line 12, strike out "superintendent" and insert in place thereof "-commissioner".

Page 2, line 2, after "clerk" insert "of the town".

Page 2, between lines 26 and 27 insert in italics the following:

"The district or county superintendent in his discretion may temporarily close a town highway or a county road for a period of not to exceed ten days. In closing such highway or road the district or county superintendent shall proceed in the manner provided in this section, and he shall immediately transmit to the division engineer a written notice of such closing. The provisions of this section with regard to the closing of highways generally shall apply in like manner to such temporary closing."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Hager, said bill was ordered reprinted and recommitted to said committee.

Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of the bill (No. 426, Int. No. 407) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the

policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the purchase and sale of ice by counties and cities."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McWhinney moved to amend as follows:

Page 2, line 24, strike out "for" and insert in italics "applicable to".

Page 3, line 1, before "city" insert in italics "county or".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McWhinney, said bill was ordered reprinted and recommitted to said committee.

Mr. Goldberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 324, Int. No. 313) entitled "An act to amend the Liquor Tax Law, in relation to the tax on receipts from sales of liquors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Goldberg moved to amend as follows:

Page 2, line 26, strike out "any" and insert in italics "the special war revenue".

Line 27, before "on" insert in italics "pursuant to act of Congress enacted October third, nineteen hundred and seventeen".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Goldberg, said bill was ordered reprinted and recommitted to said committee.

Mr. Goldberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the resolution introduced Jan. 9th by Mr. Burr, in relation to the free transportation of soldiers and sailors, and that said resolution be referred to the committee on war.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence a resolution in the words following:

IN SENATE, ALBANY, *January* 23, 1918.

Resolved (if the Assembly concur), That expenses incurred or to be incurred, of the joint legislative committee appointed pursuant to joint resolution of the Legislature adopted May first, nineteen hundred and seventeen, to investigate the disposition of the sites at Yorktown acquired for the Mohansic State Hospital and the New York Training School for Boys, not to exceed ten thousand dollars, to be paid from moneys appropriated for the contingent expenses of the Legislature upon the approval of the chairman of such committee and the Temporary President of the Senate or the Speaker of the Assembly. Said amount to include all expense for the printing of the report of said committee.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

which was referred to the committee on ways and means.

The bill (No. 423, Int. No. 404) entitled "An act in relation to the manner of holding town meetings in the year nineteen hundred and eighteen in certain towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 103

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Graham	McLaughlin	Slacer
Allen	Davies E O	Hager	McNab	Smith E A
Alvord	Davis E C	Harris	McWhinney	Snyder
Ames D H	Davis G T	Hooper	Mead C L	Soule
Ames H L	Decker	Jenks	Miller N J	Tallett
Amos	Dobson	Johnson E A	Mitchell	Talmage
Bates	Donohoe	Johnson L W	Murphy	Trahan
Bewley	Duke	Judson	Nesbitt	Tuckerman
Blakely	Ellenbogen	Karlin	Orr	Tyler
Bloomfield	Everett	Kasson	Parsons	Voorhees
Bourke	Fallon	Kenyon	Pierce	Waldman
Brownlee	Fearon	Lattin	Prangen	Wells L H
Brush	Fenner	Leininger	Pratt	Welsh
Burnett	Fitzgerald	Lord	Richford	Wheelock
Caulfield	Gaffers	Lown	Rowe	Whitcomb
Claessens	Gage	Machold	Seaker	Whitehorn
Coles	Gardner	Malone	Seelye	Williams
Copeley	Garfinkel	Martin	Shannon	Wiltzie
Cowee	Gaylord	McDonald	Shiplacoff	Witter
Crane	Gitlow	McGinnies	Showers	Zimmerman
Crowley	Goldberg	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 413, Int. No. 394) entitled "An act to amend sections six and eight of the State Printing Law," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 365, Int. No. 352) entitled "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor,'" was read the second time.

On motion of Mr. Cowee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 380, Int. No. 367) entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,' generally," having been announced for a second reading,

On motion of Mr. Fearon, and by unanimous consent, said bill

was ordered placed on the second reading calendar for Monday next.

The bill (No. 249, Int. No. 56) entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities," having been announced for a second reading,

On motion of Mr. Fearon, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 328, Int. No. 317) entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 331, Int. No. 320) entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," having been announced for a second reading.

On motion of Mr. Goldberg, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 288, Int. No. 277) entitled "An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving in the military or naval service of the United States during a time of war," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 445, Int. No. 421) entitled "An act in relation to the operation of bus lines on a certain highway in the county of Schoharie," was read the second time.

On motion of Mr. Parsons, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 248, Int. No. 114) entitled "An act to amend the Highway Law, in relation to lights on vehicles," was read the second time.



On motion of Mr. Showers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 50, Int. No. 50) entitled "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repaid of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof," was read the second time.

On motion of Mr. Showers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 143, Int. No. 143) entitled "An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof," was read the second time.

On motion of Mr. Tallett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 450, Int. No. 426) entitled "An act for the relief of the towns in the county of Franklin," having been announced for a second reading,

On motion of Mr. Goldberg, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 356, Int. No. 343) entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin county," having been announced for a second reading,

On motion of Mr. Goldberg, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 235, Int. No. 234) entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton," was read the second time.

On motion of Mr. Whitcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 299, Int. No. 288) entitled "An act to amend the Banking Law, in relation to loans upon liberty bonds," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 244, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes and the payment thereof," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

Also, the bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds."

Also, the bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts."

Also, the bill (No. 275, Int. No. 90) entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Syracuse.

The Senate returned the bill (No. 423, Int. No. 404) entitled "An act in relation to the manner of holding town meetings in the year nineteen hundred and eighteen in certain towns," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution extending the time of the committee appointed to inquire into the subject and

condition of all bridges of the State outside of cities and the methods of construction and maintenance, with a message that they have concurred in the passage of the same.

Mr. Donohue was excused for the balance of the week on account of a death in his family.

On motion of Mr. Malone, the House adjourned.

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### FRIDAY, FEBRUARY 15, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Malone, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Twenty-ninth Annual Report of the State Hospital Commission, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adler introduced a bill entitled "An act to amend the Election Law, in relation to meetings for registration for special elections in the year nineteen hundred and eighteen" (Int. No. 564), which was read the first time.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Mr. J. C. Allen introduced a bill entitled "An act to amend the Conservation Law, in relation to trespassing on private lands" (Int. No. 565), which was read the first time and referred to the committee on conservation.

Mr. Blakely introduced a bill entitled "An act to amend the Highway Law, in relation to the construction of State and county highways in certain cities" (Int. No. 566), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Tax Law, in relation to exemptions in certain counties" (Int. No. 567), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bloch introduced a bill entitled "An act to amend the Judiciary Law, in relation to eligibility of clerks to justices of the Supreme Court in the first judicial district" (Int. No. 568),

which was read the first time and referred to the committee on the judiciary.

Mr. Talmage introduced a bill entitled "An act to amend the Penal Law, in relation to wearing industry badges by unauthorized persons" (Int. No. 569), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Conservation Law, in relation to open season for quail" (Int. No. 570), which was read the first time and referred to the committee on conservation.

Mr. Malone introduced a bill entitled "An act making an appropriation for removing, opening up, breaking or destroying ice gorges, packs or blockades of ice in the Hudson river" (Int. No. 571), which was read the first time and referred to the committee on ways and means.

Mr. Tallett introduced a bill entitled "An act to provide for the construction of a bridge over Chittenango creek in the town of Sullivan, county of Madison, and making an appropriation therefor" (Int. No. 572), which was read the first time and referred to the committee on ways and means.

Mr. Showers introduced a bill entitled "An act to amend the Workmen's Compensation Law, in respect to exempting certain employments from its provisions" (Int. No. 573), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Malone by request introduced a bill entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns,' and to amend the Education Law by providing for the administration and maintenance of rural schools" (Int. No. 574), which was read the first time and referred to the committee on public education.

On motion of Mr. Malone, the House adjourned until Saturday, February 16th, at eleven o'clock A. M.

## SATURDAY, FEBRUARY 16, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Malone, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Hamill introduced a bill entitled "An act to amend chapter six hundred and fifty-nine of the Laws of nineteen hundred and ten, entitled 'An act in relation to the inferior courts of criminal jurisdiction in the city of New York, defining their powers and jurisdiction and providing for their officers,' in relation to punishment for a criminal contempt of court" (Int. No. 575), which was read the first time and referred to the committee on codes.

Mr. Seelye introduced a bill entitled "An act to amend the Education Law, in relation to courses of instruction in physical training and discipline in the schools of a district wholly outside of a city or village" (Int. No. 576), which was read the first time and referred to the committee on public education.

Mr. Mitchell, from the committee on printed and engrosed bills, reported the following bills as correctly printed or engrosed:

"An act authorizing the town of Lexington in the county of Greene to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and street, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof." (No. 50, Int. No. 50.)

"An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton." (No. 235; Int. No. 234.)

"An act in relation to the operation of bus lines on a certain highway in the county of Schoharie." (No. 445, Int. No. 421.)

"An act to amend the Conservation Law, in relation to the manner of taking wild fowl." (No. 328, Int. No. 317.)

"An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving

in the military or naval service of the United States during a time of war." (No. 288, Int. No. 277.)

"An act to amend the Election Law, in relation to meetings for registration for special elections in the year nineteen hundred and eighteen." (No. 610, Int. No. 564.)

Mr. Malone offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly 1,000 additional copies of Assembly bill (Int. No. 574) entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns,' and to amend the Education Law by providing for the administration and maintenance of rural schools."

which was referred to the committee on public printing.

On motion of Mr. Malone, the House adjourned.

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## MONDAY, FEBRUARY 18, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Saturday, February 16th, was dispensed with and the same was approved.

Mr Speaker presented the Twenty-third Annual Report of the Rome State Custodial Asylum, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Hospital Development Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the preliminary joint report of the New York, New Jersey Port and Harbor Development Commission, which was laid upon the table and ordered printed.

(See Document.)

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY, *February 18, 1918.*

*To the Legislature:*

The war has emphasized the great importance at the present time of all industrial questions, and we are daily impressed with the intimate relation between industrial efficiency and military efficiency. During the past few months increasing attention has been given by the authorities, at the National Capital to matters affecting production of shipping and war supplies, and speeding up output, as well as to those questions closely and vitally affecting the well being of the workers themselves.

No question has received greater consideration or more thoughtful care than the question of employment, as concerned with war industries. The national authorities have realized that fact and are now taking steps to deal adequately with this great problem. To this end, there has recently been established in the United States Department of Labor, under an executive order of the President, a War Emergency Employment Service, and an appropriation has been made to establish an Employment Service in States where no such service has heretofore been established; and also to extend and encourage the Employment Systems of those States where such a service now exists.

New York State was among the first to attempt to deal in a large way with the question of employment. Under the State Industrial Commission there has been built up an efficient organization in the State Public Employment Bureau, which maintains offices in some of the largest of our industrial centers. Starting with a small and modest beginning the bureau has had a steady growth, slow it is true, but establishing itself upon a firm basis in those communities. A force of efficient workers has been trained in this field of activity and a vast fund of information has been accumulated with regard to working conditions in the localities the bureau serves.

The Industrial Commission has recommended in its departmental request the establishment of three additional offices this year. This request I approved, and I recommended in the tentative budget appropriations the opening of such offices in the beginning of the next fiscal year. The present offices of the Employment Bureau are located at Albany, New York city, Syracuse, Rochester and Buffalo.

The Industrial Commission's recommendation was that new offices be opened at Utica, Binghamton and Watertown.



The Secretary of Labor of the United States has now recommended the establishment of offices in the three cities mentioned, and in addition that offices be opened at Elmira, Jamestown and Newburgh. The Secretary also suggests the desirability of opening all of these offices at once. The emergency is urgent.

The Industrial Commission has submitted to me an estimate of the cost of establishing such offices. From such estimate it appears that the cost of maintaining these offices until July 1, will be \$20,000. This amount should be appropriated at once and be made immediately available, to be expended under the direction of the Industrial Commission.

The State of New York has responded loyally to every demand of the Federal government. We must not fall behind in this matter. For these reasons, therefore, and because I believe the extension of our present employment system will be of real and substantial benefit to the industries of the State and to our wage earners, I earnestly recommend the immediate appropriation of the sum of \$20,000 for the purpose named.

If this be done, then it is necessary that provision be made in the annual appropriation bill for the expenses of maintaining these offices during the coming year.

(Signed) CHARLES S. WHITMAN.

A message from the Governor was received and read, in the words following:

STATE OF NEW — EXECUTIVE CHAMBER,

ALBANY, *February* 18, 1918.

*To the Legislature:*

I transmit herewith the preliminary report of the New York, New Jersey Port and Harbor Development Commission. The recent decision of the Interstate Commerce Commission in the New York Harbor case has brought to the attention of the people of the two States, as never before, the important fact that the Port of New York is historically, geographically, and commercially one port and that any congestion in the port at any one point affects the whole port. While this port is undoubtedly the greatest port in the world and is at this very time performing a war service of incalculable value, its facilities have not been properly co-ordinated. Its size and complexity have led to serious and grave situations. The time has come to look forward and to plan in advance for the future demands that will be made upon the port. Haphazard, piecemeal attempts to solve the terminal problem at the port will hinder, not hasten, the desired solution. It is the universal opinion of all those who have studied

the matter that there must be a careful, scientific study of all of the conditions at the port and a weighing and comparison of the cost and value of all suggested improvements. This cannot be done by any commission representing either State alone. The task must be a joint task. The New York, New Jersey Port and Harbor Development Commission has already begun this work. With the aid of General George W. Goethals, as consulting engineer, it has laid the foundation of a really constructive plan.

The Commission now requests an additional appropriation by the two States of New York and New Jersey of \$400,000 in equal payments covering a period of two years, in order that it may complete the study contemplated in the legislation creating the Commission. This will involve an appropriation of \$100,000 this year by the State of New York.

I have conferred with Governor Edge of New Jersey, and I am advised by him that this request of the Commission will, in all probability, be granted by the Legislature of the State of New Jersey, appropriate legislation to that effect having already been introduced.

I, therefore, urgently recommend that the appropriation, requested by the Commission, be granted.

(Signed) CHARLES S. WHITMAN.

The Senate sent for concurrence the following entitled bills:

"An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman" (No. 221, Rec. No. 6), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to sales of tax liens" (No. 326, Rec. No. 7), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act to amend the County Law, in relation to the location and construction of bridges" (Int. No. 577), which was read the first time and referred to the committee on internal affairs.

Mr. Leininger introduced a bill entitled "An act to amend the General Construction Law, in relation to bonds and undertakings" (Int. No. 578), which was read the first time and referred to the committee on general laws.

Mr. Bloomfield introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors in the county of Otsego" (Int. No. 579), which was read the first time and referred to the committee on internal affairs.

Mr. Witter introduced a bill entitled "An act making appropriation to defray expenses in enforcing rabies quarantines for the fiscal year ending June thirtieth, nineteen hundred and eighteen" (Int. No. 580), which was read the first time and referred to the committee on ways and means.

Mr. G. T. Davis introduced a bill entitled "An act to provide for the improvement, by the State, of a town highway in the town of Western in the county of Oneida, and making an appropriation therefor" (Int. No. 581), which was read the first time and referred to the committee on ways and means.

Mr. Graham introduced a bill entitled "An act authorizing the improvement of Glen or Mill creek in the county of Schuyler, and making an appropriation therefor" (Int. No. 582), which was read the first time and referred to the committee on ways and means.

Mr. Lord introduced a bill entitled "An act to amend the Business Corporations Law, in relation to cooperative corporations and combinations" (Int. No. 583), which was read the first time and referred to the committee on general laws.

Mr. Tuckerman introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees of the county clerk of New York county for filing and indexing bonds and undertakings on assignments, injunctions and attachments" (Int. No. 584), which was read the first time and referred to the committee on codes.

Mr. Caulfield introduced a bill entitled "An act to amend the Election Law, generally" (Int. No. 585), which was read the first time and referred to the committee on the judiciary.

Mr. A. E. Smith introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to interchange of transfers between certain railroads in cities of the first class" (Int. No. 586), which was read the first time and referred to the committee on railroads.

Mr. Link, by request, introduced a bill entitled "An act to amend the Election Law, in relation to the arrangement of the register of voters" (Int. No. 587), which was read the first time and referred to the committee on the judiciary.

Mr. Talmage introduced a bill entitled "An act to accept a demise from H. Salem Curtiss, deceased, to the people of the

State of New York, of land in Oswego county, town of Volney, to be used as a game preserve" (Int. No. 588), which was read the first time and referred to the committee on ways and means.

Mr. Waldman introduced a bill entitled "An act to amend the Conservation Law, by repealing article six thereof and enacting a new article, in relation to providing for the ownership, control and mangement by the State of New York, of the production, supply and distribution of hydro-electric power for the use and benefit of the people of the State; for the general and systematic conservation, development and regulation of the water resources of the State; for the insuring of an adequate supply of power at cost to the people of the State; for preventing speculation, monopoly and other practices by private owners for the purpose of making profit; defining procedure and providing for the issuing of bonds to an amount not exceeding twenty millions of dollars; and for the submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and eighteen" (Int. No. 589), which was read the first time and referred to the committee on ways and means.

Mr. Franchot introduced a bill entitled "An act to amend the Highway Law, in relation to the method of oiling highways" (Int. No. 590), which was read the first time and referred to the committee on internal affairs.

Mr. H. C. Mitchell introduced a bill entitled "An act to amend chapter two hundred and seventy-nine of the Laws of nineteen hundred and fifteen, known as an act in relation to the municipal court of the city of New York, its justices and officers," (Int. No. 591), which was read the first time and referred to the committee on affairs of cities.

Mr. McGinnies introduced a bill entitled "An act conferring jurisdiction upon the county court of Chautaugua county to adjudicate upon cases of children in Chautaugua county under sixteen years of age who are delinquent, neglected, or otherwise subject to the discipline or in need of the care and protection of the State and upon cases of adults who may be responsible for or contribute to the condition of such children; and regulating the procedure in such cases, including provisions for the detention of

children, a probation system and the appointment of guardians" (Int. No. 592), which was read the first time and referred to the committee on the judiciary.

Mr. Bourke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to proceedings in the surrogate's court" (Int. No. 593), which was read the first time and referred to the committee on codes.

Mr. Shannon introduced a bill entitled "An act to amend chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen, entitled 'An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled 'An act amend an act to incorporate the city of Troy,' " passed April twelfth, eighteen hundred and sixteen, and the several acts relating to the city of Troy, and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein, and acts amendatory thereof generally, and repealing certain sections thereof, relating to the assessment and collection of taxes and assessments, 'in relation to the assessment of property and collection of taxes in the city of Troy, and repealing section eight of said chapter'" (Int. No. 594), which was read the first time and referred to the committee on affairs of cities.

Mr. Cowee introduced a bill entitled "An act to amend section three hundred and eight of the Code of Criminal Procedure, in relation to expert witnesses for the defendant in cases where the offense charged in the indictment is punishable by death" (Int. No. 595), which was read the first time and referred to the committee on codes.

Also, "An act to repeal sections six hundred and fifty-eight to six hundred and sixty-two-a, both inclusive, of the Code of Criminal Procedure, relating to inquiry into the insanity of the defendant at the time of the commission of the crime" (Int. No. 596), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to pawn-brokers and persons in junk shops receiving or purchasing goods from children under the age of sixteen years" (Int. No. 597), which was read the first time and referred to the committee on codes.

Mr. Towmey introduced a bill entitled "An act to amend the Greater New York charter, in relation to the retirement from active service and pensioning of civil employees" (Int. No. 598), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Public Health Law, in relation to the possession and sale of heroin" (Int. No. 599), which was read the first time and referred to the committee on public health.

Mr. Everett introduced a bill entitled "An act to amend the Election Law, in relation to the official ballot and tally and canvass of votes" (Int. No. 600), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act to amend chapter two hundred and thirty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act creating the hospital development commission, defining its powers and duties, authorizing contracts for new buildings in connection with the Utica State Hospital and the Middletown State Hospital, and making appropriations for such purpose and for the expense of the hospital development commission,' in relation to the segregation of the feeble-minded and the selection of a site for a new hospital for the insane, and making an appropriation for expenses of such commission in connection therewith" (Int. No. 601), which was read the first time and referred to the committee on ways and means.

Mr. Fearon introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to sale of decedent's real property for payment of debts" (Int. No. 602), which was read the first time and referred to the committee on codes.

Mr. Welsh introduced a bill entitled "An act to amend the General Municipal Law, in relation to the issuance of bonds by third class cities of the State" (Int. No. 603), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Murphy introduced a bill entitled "An act to provide for attendance of the Legislature at the parade of the National Army from Camp Upton, to be held in New York city on Washington's birthday, February twenty-second, nineteen hundred and eighteen, and making appropriation therefor" (Int. No. 604), which was read the first time.

On motion of Mr. Murphy, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Conservation Law, in relation to the open season for hares and rabbits." (No. 520, Int. No. 91.)

"An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county." (No. 521, Int. No. 72.)

"An act to amend the General Business Law, in relation to certificates of registration to practice architecture." (No. 522, Int. No. 57.)

"An act to amend the Banking Law, in relation to loans upon liberty bonds." (No. 299, Int. No. 288.)

"An act to amend the Highway Law, in relation to lights on vehicles." (No. 607, Int. No. 114.)

"An act in relation to changing the title of 'acting superintendent of the poor,' of Rensselaer county, to 'county superintendent of the poor.'" (No. 608, Int. No. 352.)

"An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof." (No. 609, Int. No. 143.)

"An act authorizing directors or trustees of corporations of this State to contribute from surplus property or assets for war relief purposes." (No. 598, Int. No. 555.)

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 296. Int. No. 285) entitled "An act to amend the Conservation Law, in relation to the rating of game protectors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.



Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 5, cut out bracket before " and ".

Page 2, line 6, cut out all brackets.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 406, Int. No. 387) entitled "An act to amend the Conservation Law, in relation to restricting the taking of crabs."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 1, line 9, amend as follows:

"§ 321-a. Taking of crabs restricted. No person shall take, catch or gather hard shell crabs in any of the waters of the State of New York from November first to May first, both inclusive. No person shall catch, offer for sale or have in his possession at any time any female crabs bearing eggs (sponge crabs) visible thereon."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 482, Int. No. 455) entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 14, cut out " and pay ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 484, Int. No. 457) entitled "An act to amend the Conservation Law, in relation to presumptive evidence."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 8 insert "limit" after "size".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Bates offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 464, Int. No. 440) entitled "An act to amend the Greater New York charter, in relation to creating a department of milk supply and distribution, defining its jurisdiction, powers and duties and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Bates moved to amend as follows:

Page 3, line 15, after the period strike out the words "Such power shall supersede the powers conferred by any other statute upon any other board, body or commission of such city."

Page 4, line 13, after the word "points" strike out the words "in such city. He shall also" and insert in italics in place thereof the words "and shall".

Page 7, line 6, strike out the word "immediately" and insert in place thereof the words "October first, nineteen hundred and eighteen".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Bates, said bill was ordered reprinted and recommitted to said committee.

Mr. McKee offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 286, Int. No. 275) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supplemental thereto,' in relation to the public administrator of such county and providing for the raising of money to pay the expenses of such office."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McKee moved to amend as follows:

Page 2, after line 19, insert "§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McKee, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 267, Int. No. 262) entitled "An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 10, change the word "or" in roman after "quadruped" to italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 532, Int. No. 493) entitled "An act to amend the Election Law, generally, and to make special provision for the year nineteen hundred and eighteen."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Adler moved to amend as follows:

Page 1, line 1, strike out "Chapter" and insert "Section one hundred and sixty-two of chapter".

Line 3, after the quotation mark insert "as amended by chapter eight hundred and twenty-one of the Laws of nineteen hundred and thirteen and chapter six hundred and seventy-eight of the Laws of nineteen hundred and fifteen".

Strike out lines 4 to 11, inclusive, and insert "to read as follows:".

Page 2, strike out lines 1 to 11, inclusive.

Line 26, change "3" to "2".

Page 3, line 12, change "4" to "3".

Line 18, change "5" to "4".

Strike out lines "25 and 26".

Page 4, strike out line "1".

Line 2, change "574" to "572".

Line 3, change "575" to "573".

Line 5, change "576" to "574".

Line 7, change "577" to "575".

Line 9, change "578" to "576".

Line 11, change "579" to "577".

Line 13, change " 580 " to " 578 ".  
 Line 15, change " 581 " to " 579 ".  
 Line 16, change " 582 " to " 580 ".  
 Line 17, change " 583 " to " 581 ".  
 Line 19, change " 584 " to " 582 ".  
 Line 21, change " 585 " to " 583 ".  
 Line 22, change " 586 " to " 584 ".  
 Line 23, change " 587 " to " 585 ".  
 Line 24, change " 588 " to " 586 ".  
 Line 25, change " 589 " to " 587 ".  
 Line 26, change " 590 " to " 588 ".  
 Page 5, line 1, change " 591 " to " 589 ".  
 Line 3, change " 592 " to " 590 ".  
 Line 4, change " 593 " to " 591 ".  
 Line 5, change " 594 " to " 592 ".  
 Line 8, change " 595 " to " 593 ".  
 Line 10, change " 596 " to " 594 ".  
 Line 11, change " 597 " to " 595 ".  
 Page 6, line 4, strike out " as amended " and insert " according to the provisions thereof in force when such division is made ".

Strike out line " 27 ".

Strike out page " 7 ".

Page 8, strike out lines 1 to 4, inclusive.

Page 8, line 5, change " 574 " to " 572 ".

Line 14, change " 575 " to " 573 ".

Page 11, line 5, change " 576 " to " 574 ".

Line 15, change " 577 " to " 575 ".

Page 12, line 20, change " 578 " to " 576 ".

Page 13, line 4, change " 579 " to " 577 ".

Line 15, change " 580 " to " 578 ".

Page 14, line 19, change " 581 " to " 579 ".

Page 15, line 7, change " 582 " to " 580 ".

Page 16, line 7, change " 583 " to " 581 ".

Line 26, change " 584 " to " 582 ".

Page 18, line 21, change " 585 " to " 583 ".

Page 18, line 5, change " 586 " to " 584 ".

Page 19, line 23, change " 587 " to " 585 ".

Page 20, line 24, change " 588 " to " 586 ".

Page 21, line 15, change " 589 " to " 587 ".

Line 25, change " 590 " to " 588 ".

Page 22, line 12, change " 591 " to " 589 ".

Page 23, line 5, change " 592 " to " 590 ".

Line 12, change " 593 " to " 591 ".

Line 17, change " 594 " to " 592 ".

Page 24, line 14, change " 595 " to " 593 ".

Page 25, line 1, change " 596 " to " 594 ".

Line 3, change " five " to " three ".

Line 8, change " seventy-five " to " seventy-three ".

Line 9, change " 597 " to " 595 ".

Line 16, change " 6 " to " 5 ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Adler, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 295, Int. No. 284) entitled "An act to amend the Conservation Law, in relation to lands, forests and public parks."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 1. line 1, after the word "Subdivisions" add the word "ten".

Page 2, after line 2, insert as follows:

" 10. Five district forest rangers, who shall receive a salary of [fifteen] eighteen hundred dollars per annum, and each of whom shall have charge of a certain portion of the fire towns, to be known as a fire district, for the purpose of securing forest fire protection and preventing trespass upon State land ".

Page 3, after line 21, add a new section in italics to be known as section 2 to read as follows:

" § 2. The sum of nine thousand two hundred dollars (\$9,200) or so much thereof as may be necessary is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for the purpose of carrying into effect the provisions of this act, payable by the State Treasurer on the warrant of the Comptroller on the order of the Conservation Commission."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to the committee on ways and means.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 297, Int. No. 286) entitled "An act to amend the Conservation Law, in relation to the compensation of game protectors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 7, bracket out "sixteen" and insert after bracket new matter "eighteen".

Page 2, line 13, the words "and fifty" should show as new matter.

Page 3, after 12th line, insert in italics a new section as follows:

"§ 2. The sum of seven thousand nine hundred and fifty dollars (\$7,950) or so much thereof as may be necessary is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for the purpose of carrying into effect the provisions of this act, payable by the State Treasurer on the warrant of the Comptroller on the order of the Conservation Commission."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to the committee on ways and means.

Mr. Meyer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 598, Int. No. 555) entitled "An act authorizing directors or trustees of corporations of this State to contribute from surplus property or assests for war relief purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Meyer, and by unanimous consent, said bill was read the second time and ordered to a third reading.



A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, ALBANY.

*To the Legislature:*

The war in which the people of this country are now engaged will necessarily cause great suffering to the soldiers who are defending the nation and, through it, the great principles of democracy and liberty. To those of our fellow-citizens who are offering their lives for this purpose, it is the duty of the rest of us to minimize their suffering and to provide them with all that is possible for their protection. To accomplish this purpose, the Red Cross has been incorporated by Act of Congress, and the nation is using this organization for protecting our soldiers who are fighting for their country. To sustain the immense cost of this work, voluntary contributions are necessary, and the corporations of this State should contribute along with private individuals to accomplish this purpose. It is to the people that the appeal is made for funds necessary to protect and guard our soldiers, both on the battlefields of Europe and in the camps of this country while preparing for the fighting line; and I earnestly recommend to the Legislature the enactment of legislation which will authorize corporations to join with private individuals in supplying the money necessary for this purpose and the successful prosecution of the war.

Therefore, In accordance with the provisions of section 15 of article III of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill (Int. No. 555, Printed No. 598), entitled "An act authorizing directors or trustees of corporations of this State to contribute from surplus property or assets for war relief purposes."

Given under my hand and the Privy Seal of the State at  
[L. s.] the Capitol in the city of Albany this eighteenth day  
of February in the year of our Lord one thousand  
nine hundred and eighteen:

CHARLES S. WHITMAN.

By the Governor:

W. A. ORR,

*Secretary to the Governor.*

By unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was determined in the affirmative, a majority of all the members

elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltzie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 449, Int. No. 113) entitled "An act to amend the Military Law, in relation to compensation of employees in armories," was read the second time.

On motion of Mr. F. A. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 413, Int. No. 394) entitled "An act to amend sections six and eight of the State Printing Law," having been announced for second reading.

On motion of Mr. Thayer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 380, Int. No. 367) entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,' generally," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 249, Int. No. 56) entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 450, Int. No. 426) entitled "An act for the relief of the towns in the county of Franklin," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 356, Int. No. 343) entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin county," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 331, Int. No. 320) entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 358, Int. No. 345) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen

to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 65, Int. No. 65) entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 368, Int. No. 355) entitled "An act to amend the Education Law, in relation to district superintendents," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 475, Int. No. 467) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 74, Int. No. 74) entitled "An act to enable the owners or mortgagees of lands in the city or town of Dunkirk, county of Chautauqua and State of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 137, Int. No. 137) entitled "An act to amend the Village Law, in relation to time of filing report of village treasurer," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 335, Int. No. 324) entitled "An act to amend the Village Law, in relation to contracting for fire protection," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 209, Rec. No. 4) entitled "An act making an appropriation for the expenses of the joint committee of the Legislature appointed to investigate and inquire into the report of the Board of Statutory Consolidation on the Simplification of the Civil Practice in the Courts of the State, as heretofore continued with additional powers relating to such simplification," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading.

The bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," was read the second time.

On motion of Mr. Cowee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 523, Int. No. 333) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city," was read the second time.

On motion of Mr. E. C. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 524, Int. No. 301) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a fire-house, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety," was read the second time.

On motion of Mr. E. C. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 463, Int. No. 439) entitled "An act to amend the Election Law, in relation to qualifications of electors, election

districts in certain congressional districts and unofficial primaries in cities," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltsie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 92, Int. No. 92) entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltsie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 241, Int. No. 240) entitled "An act to amend the General Business Law, in relation to purchase of bronze or brass castings by junk dealers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kaason	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Secsselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltzie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 323, Int. No. 312) entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett

Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltzie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 432, Int. No. 258) entitled "An act to amend the General Municipal Law, in relation to failure to attend meetings of local boards of child welfare," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H

Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltsie
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Burtnett offered for the consideration of the House a resolution, in the words following:

Resolved, That the Trustees of Public Buildings are hereby requested to procure and display within the Assembly Chamber a service flag on which shall be appropriately indicated by stars the number of former members of the Assembly who have entered the military or naval service of the United States in the present war.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McWhinney	Smith H W
Allen	Davis E C	Jenks	Mead C L	Snyder
Alvord	Davis G T	Johnson E A	Mead J M	Soule
Ames D H	Decker	Johnson L W	Meyer	Sutherland
Ames H L	Dobson	Judson	Miller N J	Tallett
Amos	Donnelly	Karlin	Mitchell	Talmage
Barra	Donohoe	Kasson	Morris	Taylor A
Bates	Donohue	Kenyon	Murphy	Taylor F J
Belknap	Duke	Klingmann	Nesbitt	Thayer
Bewley	Ellenbogen	Larney	O'Hare	Tuckerman
Blakely	Everett	Lattin	Orr	Twomey
Bloomfield	Fallon	Leininger	Parsons	Tyler
Bourke	Farrell	Lord	Pierce	Voorhees
Brink	Fearon	Lown	Prangen	Waldman
Brownlee	Feigenbaum	Machold	Pratt	Wells F A
Brush	Fenner	Malone	Richford	Wells L H
Burtnett	Fitzgerald	McArdle	Rosenberg	Welsh
Caulfield	Flynn	McCue	Rowe	Wheelock
Cheney	Gaffers	McDonald	Seaker	Whitcomb
Claessens	Gage	McElligott	Seelye	Whitehorn
Coles	Gardner	McGarry	Seesselberg	Williams
Copeley	Garfinkel	McGinnies	Shannon	Wiltsie

Cowee	Gitlow	McKee	Shiplacoff	Witter
Crowley	Graham	McKeon	Showers	Youker
Curley	Hager	McLaughlin	Slacer	Zimmerman
Davies A E	Hamill	McNab	Smith E A	

Mr. Seelye offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly 1,000 additional copies of Assembly bill (Int. No. 576) entitled "An act to amend the Education Law, in relation to courses of instruction in physical training and discipline in the schools of a district entirely outside of a city or village."

which was referred to the committee on public printing.

Mr. Rosenberg offered for the consideration of the House a resolution, in the words following:

Whereas, The past months have more than ever shown the utter incapability and untrustworthiness of private corporations to handle a prime necessity of the people such as coal; and,

Whereas, Mismanagement and greedy desire for profits on the part of private owners of the coal supply created a fuel famine which caused unprecedented suffering among the people, and claimed thousands of lives of men, women and babies; and,

Whereas, Coal is a commodity which can be hoarded and the price of it juggled, compelling people to pay such prices as the owners thereof desire; and,

Whereas, The coal fields are a gift of nature and rightfully belong to the whole people; wherefore, be it

Resolved, By the Assembly, the Senate concurring, that Congress be memorialized, urging that steps be immediately taken by the government to acquire the coal industry, operate it in behalf of the people and supply them with coal at cost price; and be it further

Resolved, That a copy of this resolution be sent to every member of the House of Representatives and the Senate, and the President of the United States.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Snyder offered for the consideration of the House a resolution, in the words following:

Whereas, It is publicly charged that civil service employees in the competitive classes have been dismissed from the city service in the borough offices of the borough of Brooklyn, solely

at the behest of political leaders and without any other apparent reason and without hearing upon charges.

Whereas, The Constitution of the State and the State civil service statutes expressly prohibit the injunction of partisan politics in the control of the civil service staffs of the State and its municipalities; and,

Whereas, One private citizen has already publicly advertised for evidence with regard to the alleged attempts to threaten with loss of their jobs competitive civil service employees unless their political allegiance is vouched for by political district leaders of the same political faith as the borough administration; and,

Whereas, Such threats and such dismissals, if made, constitute flagrant violations of the State civil service statutes and the constitutional provisions regarding the civil service; and, therefore, be it

Resolved (if the Senate concur), That a joint committee of two Senators, appointed by the President of the Senate, and three Assemblymen, appointed by the Speaker of the Assembly, be authorized to investigate the situation with regard to civil service employees in the borough of Brooklyn; and be it further

Resolved, That such committee shall be empowered to sit within the borough of Brooklyn or elsewhere as may be deemed necessary and to require the production of books and papers and to hear proof and testimony and to have all the other powers of a legislative committee; and be it further

Resolved, That the sum of \$5,000 be and hereby is appropriated for the expenses of said committee.

which was referred to the committee on ways and means.

Mr. Speaker: I herewith wish to serve notice that I intend to call up for debate my resolution in regard to coal on Monday next.

ELMER ROSENBERG.

Messrs. Gaylord, Martin and Crane were excused from the sessions of the week on account of illness.

Privileges of the floor were extended to Hon. Edward Jackson and Hon. Joseph Callahan.

On motion of Mr. Adler, the House adjourned.

## TUESDAY, FEBRUARY 19, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the time of election and laying out election districts" (No. 282, Rec. No. 8), which was read the first time and referred to the committee on affairs of villages.

"An act to legalize and confirm a bond and mortgage given by the trustees of Neahtawanta Lodge, Number two Hundred and Forty-five, Independent Order of Odd Fellows, of Fulton, New York, to the Fulton Savings Bank, and the acts and proceedings of said lodge and the trustees thereof" (No. 212, Rec. No. 9), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns" (No. 235, Rec. No. 10), which was read the first time and referred to the committee on internal affairs.

"An act to amend the charter of the city of Buffalo, in relation to the department of finance and accounts" (No. 24, Rec. No. 11), which was read the first time and referred to the committee on affairs of cities.

"An act releasing to Jane Durkin of the city of Buffalo all the right, title and interest of the people of the State of New York which may have been acquired by them by escheat or otherwise in and to a trust fund of one thousand dollars bequeathed to Ann Duffy, deceased, by Thomas Duffy, of such city, who died on or about December twenty-second, nineteen hundred and ten" (No. 76, Rec. No. 12), which was read the first time and referred to the committee on ways and means.

"An act to amend the Highway Law, in relation to the time of

the beginning of the term of office of a town superintendent of highways" (No. 236, Rec. No. 13), which was read the first time and referred to the committee on internal affairs.

"An act to extend the corporate existence of the Houchin-Aiken Company" (No. 119, Rec. No. 14), which was read the first time and referred to the committee on the judiciary.

"An act providing that the board of directors of The Mount Sinai Hospital shall hereafter be known and designated as the board of trustees and that the directors thereof shall hereafter be known and designated as trustees" (No. 103, Rec. No. 15), which was read the first time and referred to the committee on the judiciary.

"An act to appropriate the miscellaneous receipts account of the improvement of the Cayuga and Seneca canals under chapter three hundred and ninety-one of the Laws of nineteen hundred and nine and acts amendatory thereof and supplemental thereto, for the purposes of the said improvement" (No. 61, Rec. No. 16), which was read the first time and referred to the committee on ways and means.

"An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven and acts amendatory thereof and supplemental thereto" (No. 62, Rec. No. 17), which was read the first time and referred to the committee on ways and means.

"An act to appropriate the miscellaneous receipts on account of the improvement of the Erie, Oswego and Champlain canals under chapter one hundred and forty-seven of the Laws of nineteen hundred and three and acts amendatory thereof and supplemental thereto, for the purposes of the said improvement" (No. 63, Rec. No. 18), which was read the first time and referred to the committee on ways and means.

"An act making appropriation for payment of costs of construction, advertising, engineering and miscellaneous expenses incurred and to be incurred in connection with the completion of the improvement of the Cayuga and Seneca canals" (No. 137, Rec. No. 19), which was read the first time and referred to the committee on ways and means.



"An act to amend the Real Property Law, in relation to discharge of mortgages" (No. 370, Rec. No. 20), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Village Law, in relation to the treasurer" (No. 69, Rec. No. 21), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Village Law, in relation to contracting for fire protection" (No. 272, Rec. No. 22), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving in the military or naval service of the United States during a time of war" (No. 249, Rec. No. 23), which was read the first time.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Hooper	McWhinney	Smith E A
Allen	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland
Amos	Donohoe	Judson	Miller N J	Tallett
Barra	Donohue	Karlin	Mitchell	Talmage
Bates	Duke	Kasson	Morris	Taylor A
Belknap	Ellenbogen	Kennedy	Murphy	Thayer
Bewley	Everett	Kenyon	Nesbitt	Tuckerman
Blakely	Fallon	Klingmann	Orr	Twomey
Bloomfield	Farrell	Lattin	Parsons	Tyler
Bourke	Fearon	Leininger	Pierce	Voorhees
Brink	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burnett	Gaffers	Machold	Rosenberg	Welsh
Caulfield	Gage	Malone	Rowe	Wheelock

Claessens	Gardner	McCue	Seaker	Whitcomb
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGarry	Seesselberg	Williams
Cowee	Gitlow	McGinnies	Shannon	Wiltzie
Crowley	Graham	McKee	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Youker
Davies A E	Hamill	McNab	Slacer	Zimmerman
Davies E O	Harris			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvement in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof" (No. 18, Rec. No. 25), which was read the first time.

On motion of Mr. Showers, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Showers, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Hooper	McWhinney	Smith E A
Allen	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland
Amos	Donohoe	Judson	Miller N J	Tallett
Barra	Donohue	Karlin	Mitchell	Talmage
Bates	Duke	Kasson	Morris	Taylor A
Belknap	Ellenbogen	Kennedy	Murphy	Thayer
Bewley	Everett	Kenyon	Nesbitt	Tuckerman
Blakely	Fallon	Klingmann	Orr	Twomey
Bloomfield	Farrell	Lattin	Parsons	Tyler

Bourke	Fearon	Leininger	Pierce	Voorhees
Brink	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burtnett	Gaffers	Machold	Rosenberg	Welsh
Caulfield	Gage	Malone	Rowe	Wheelock
Claessens	Gardner	McCue	Seaker	Whitcomb
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGarry	Seesselberg	Williams
Cowee	Gitlow	McGinnies	Shannon	Wiltsie
Crowley	Graham	McKee	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Youker
Davies A E	Hamill	McNab	Slacer	Zimmerman
Davies E O	Harris			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bloch introduced a bill entitled "An act to amend the Greater New York charter, in relation to the duties of the trustees of the College of the City of New York to report to the city authorities and to prescribe regulations similar to those prescribed for the board of education" (Int. No. 605), which was read the first time and referred to the committee on affairs of cities.

Mr. Kennedy introduced a bill entitled "An act to amend the Personal Property Law, in relation to the discharge of a lien upon real property of a contract for the conditional sale of goods and chattels attached to such property" (Int. No. 606), which was read the first time and referred to the committee on the judiciary.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to time for enforcement of mortgage taxes" (Int. No. 607), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to the time for the commencement of certiorari proceedings to review special franchise assessments in towns" (Int. No. 608), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. McWhinney introduced a bill entitled "An act to amend the Town Law, in relation to the improvement of park property" (Int. No. 609), which was read the first time and referred to the committee on internal affairs.

Mr. Meyer introduced a bill entitled "An act making an appropriation for the expenses of the commission established pursuant to chapter four hundred and twenty-six of the Laws of nineteen hundred and seventeen for the investigation of port conditions at the port of New York" (Int. No. 610), which was read the first time and referred to the committee on ways and means.

Mr. Rowe introduced a bill entitled "An act to amend the Agricultural Law, in relation to the provisions relating to dogs" (Int. No. 611), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the charter of the city of Buffalo, in relation to the licensing of dogs within the city of Buffalo" (Int. No. 612), which was read the first time and referred to the committee on affairs of cities.

Mr. Seeselberg introduced a bill entitled "An act to amend the Greater New York charter, in relation to fixing a limitation on the rate of taxation authorized to be levied upon real and personal property assessed upon the assessment books of the city" (Int. No. 613), which was read the first time and referred to the committee on affairs of cities.

Mr. Slacer introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to transfer of stocks" (Int. No. 614), which was read the first time and referred to the committee on the judiciary.

Mr. Zimmerman introduced a bill entitled "An act releasing to Jane Durkin of the city of Buffalo all the right, title and interest of the people of the State of New York which may have been acquired by them by escheat or otherwise in and to a trust fund of one thousand dollars bequeathed to Ann Duffy, deceased, by Thomas Duffy, of such city, who died on or about December twenty-second, nineteen hundred and ten" (Int. No. 615), which was read the first time and referred to the committee on ways and means.

Mr. Donohoe introduced a bill entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways" (Int. No. 616), which was read the first time and referred to the committee on internal affairs.

Mr. Gage introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for wild pheasants in Wyoming county" (Int. No. 617), which was read the first time and referred to the committee on conservation.

Mr. Thayer introduced a bill entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee" (Int. No. 618), which was read the first time and referred to the committee on internal affairs.

Mr. Donohoe introduced a bill entitled "An act to enable the trustees for the Church of St. John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof" (Int. No. 619), which was read the first time and referred to the committee on the judiciary.

Mr. Gaffers introduced a bill entitled "An act to amend the Penal Law, in relation to the maintenance by the State of felons sentenced to imprisonment in penitentiaries" (Int. No. 620), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to the amount of allowance by the State for maintenance of tramps in penitentiaries" (Int. No. 621), which was read the first time and referred to the committee on codes.

Mr. Klingmann introduced a bill entitled "An act to amend the Greater New York charter, in relation to the support of the day nurseries within the city of New York" (Int. No. 622), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to suspend the restrictions of the Labor Law, the Education Law and the Public Health Law, in respect to the employment of children under the age of fourteen years during the term of the war" (Int. No. 623), which was read the first time and referred to the committee on labor and industries.

Also "An act to amend the Public Service Commissions Law, in relation to election of commissioners by popular vote, and

changing the salary of the commissioners" (Int. No. 624), which was read the first time and referred to the committee on the judiciary.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Prison Law, in relation to the powers of the State Commission of Prisons" (Int. No. 625), which was read the first time and referred to the committee on penal institutions.

Also, "An act to amend the Prison Law, in relation to enforcement of the powers of the State Commission of Prisons" (Int. No. 626), which was read the first time and referred to the committee on penal institutions.

Also, "An act to amend the Prison Law, in relation to time for filing estimates of articles with Commission of Prisons" (Int. No. 627), which was read the first time and referred to the committee on penal institutions.

Mr. A. Taylor introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the creation of a bureau of merit rating in the state fund" (Int. No. 628), which was read the first time and referred to the committee on the judiciary.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Tallett (No. 216, Int. No. 215), entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Johnson, Whitehorn. which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Thayer (No. 184, Int. No. 184), entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases," reported in favor of the passage of the same, with the following amendments:

Page 2, line 1, after the word "cents" insert a semicolon.

Page 2, line 1, strike out the brackets about the word "necessary".

Page 2, line 3, strike out the brackets about the word "necessary".

Page 2, line 26, strike out the bracket before the word "but".

Page 3, line 3, strike out the bracket after the word "thereto".

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Johnson, Whitehorn.

which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Slater (No. 282, Rec. No. 8), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the time of election and laying out election districts," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Talmage, Allen, McWhinney, Wiltsie, Thayer, Quackenbush, Davies, E. O., Copeley, Lown, Tyler, Nesbitt.

which report was agreed to and said bill placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. G. T. Davis (No. 515, Int. No. 488), entitled "An act to authorize the town board of Ava, in the county of Oneida, to convey certain cemetery property," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Marris, Burtnett, Parsons, Belknap.

Also, Assembly bill introduced by Mr. J. M. Mead (No. 289, Int. No. 278), entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Brink (No. 27, Int. No. 27), entitled "An act to amend the County Law, in relation to the



compensation of supervisors" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Gardner (No. 260, Int. No. 255), entitled "An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled 'An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,' in relation to county appropriations for maintenance," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Gage (No. 251, Int. No. 246), entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county," reported in favor of the passage of the same, without amendment

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Murphy, Burtnett, Ames, H. L., Parsons, Belknap.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. McWhinney (No. 137, Int. No. 137), entitled "An act to amend the Village Law, in relation to time of filing report of village treasurer."

Also, the bill introduced by Mr. E. C. Davis (No. 523, Int. No. 333) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city."

Also, the bill introduced by Mr. Cowee (No. 525, Int. No. 351), entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau,

in the county of Rensselaer, in the year nineteen hundred and eighteen."

Also, the bill introduced by Mr. McWhinney (No. 335, Int. No. 324), entitled "An act to amend the Village Law, in relation to contracting for fire protection."

Also, the bill introduced by Mr. E. C. Davis (No. 524, Int. No. 301), entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety."

Also, the bill introduced by Mr. Thayer (No. 450, Int. No. 426), entitled "An act for the relief of the towns in the county of Franklin."

Also, the bill introduced by Mr. Fearon (No. 249, Int. No. 56), entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities."

Also, the bill introduced by Mr. Jenks (No. 331, Int. No. 320), entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses."

Also, the bill introduced by Mr. McGinnies (No. 74, Int. No. 74), entitled "An act to enable the owners or mortgagees of lands in the city or town of Dunkirk, county of Chautauqua and State of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser."

Also, the bill introduced by Mr. Machold (No. 475, Int. No. 467), entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government."

Also, the bill introduced by Mr. Donohue (No. 358, Int. No. 345), entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the

necessaries of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessaries so as to prevent excessive profits."

Also, the bill introduced by Mr. Gardner (No. 65, Int. No. 65), entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Thayer (No. 413, Int. No. 394), entitled "An act to amend sections six and eight of the State Printing Law," reported the same with the following recommendations:

On page 1, in the title, strike out "sections six and eight of" and after "law" insert "in relation to proposals for legislative and department printing".

On page 1, line 1, strike out "the State Printing Law" and insert "chapter six hundred and sixty-seven of the Laws of nineteen hundred and seventeen, entitled 'An act relating to State Printing, constituting chapter fifty-eight of the Consolidated Laws'".

On page 3, line 24, strike out "said Printing Law" and insert "such chapter" and strike out the last word "so".

On page 3, line 25, strike out the first word of the line "as".

On page 5, line 12, strike out the last "e" in the misspelled word "adequateely" making it "adequately".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. F. A. Wells (No. 499, Int. No. 113), entitled "An act to amend the Military Law, in relation to compensation of employees in armories," reported the same with the following recommendations:

On page 2, line 1, insert after the second word "the" the word "two" in brackets.

On page 2, line 4, after the word "armories" insert "or arsenals" in brackets.

On page 2, line 13, strike out the brackets and the word "The" and insert in place thereof "An armorer employed in an arsenal or armory having two hundred thousand or more square feet of floor surface and occupied by a regiment may in the discretion of the officer appointing, receive compensation not to exceed five dollars per day. The chief engineer in an armory having over two hundred thousand square feet of floor surface occupied by a regiment and lighted by electricity produced by machinery operated within such armory, may receive not to exceed five dollars per day." In the same line italicise last four words of line; also italicise lines 14 and 15, and also italicise the first five words of line 16.

On page 3, line 7, after the word "the" insert "two" in brackets.

On page 3, line 11, after the word "armory" insert "or arsenal" in brackets.

On page 3, line 16, after "armory" insert "or arsenal" in brackets.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Machold (No. 368, Int. No. 355), entitled "An act to amend the Education Law, in relation to district superintendents," reported the same with the following recommendation:

On page 1, line 4, strike out "chapter" and insert in place thereof "chapters one hundred and forty and".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Thayer (No. 356, Int. No.

343), entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin county," reported the same with the following recommendation:

On page 3, line 19, strike out the word "in" and insert in place thereof "on".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Crane (No. 380, Int. No. 367), entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,' generally," reported the same with the following recommendations:

On page 3, line 9, insert a comma at end of line.

On page 7, line 6, strike out the word "or" and insert in place thereof "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Murphy offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on taxation and retrenchment be discharged from the further consideration of the bill (No. 542, Int. No. 503) entitled "An act to amend the Tax Law, in relation to the collector's warrants."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Murphy moved to amend as follows:

On page 1, line 12, after the word "fifteenth" add in italics "or as soon thereafter as sufficient funds have been paid in by the collector for such purposes."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Murphy, said bill was ordered reprinted and recommitted to said committee.

Mr. Hamill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 467, Int. No. 443) entitled "An act to amend the Public Health Law, in relation to cold storage in case of emergency and scarcity of foods."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Hamill moved to amend as follows:

Page 2, line 8, strike out the words "Commissioner of health" and insert in italics "food commission".

Line 11, strike out "health" and insert in italics "Markets."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Hamill said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on public education be discharged from the further consideration of the bill (No. 546, Int. No. 507) entitled "An act to amend the Education Law, in relation to the assessment and collection of school taxes in the county of Suffolk."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

On page 2, line 16, strike out the word "of" in italics.

On page 2, line 17, after the word "values" add in italics the words "in their respective school districts including."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 610, Int. No. 564) entitled "An act to amend the Election Law, in relation to meetings for registration for special elections in the year nineteen hundred and eighteen,"

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Hooper	McWhinney	Smith E A
Allen	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland
Amos	Donohoe	Judson	Miller N J	Tallett
Barra	Donohue	Karlin	Mitchell	Talmage
Bates	Duke	Kasson	Morris	Taylor A
Belknap	Ellenbogen	Kennedy	Murphy	Thayer
Bewley	Everett	Kenyon	Nesbitt	Tuckerman
Blakely	Fallon	Klingmann	Orr	Twomey
Bloomfield	Farrell	Lattin	Parsons	Tyler
Bourke	Fearon	Leininger	Pierce	Voorhees
Brink	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burtnett	Gaffers	Machold	Rosenberg	Welsh
Caulfield	Gage	Malone	Rowe	Wheelock
Claessens	Gardner	McCue	Seaker	Whitcomb
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGarry	Seesselberg	Williams
Cowee	Gitlow	McGinnies	Shannon	Wiltzie
Crowley	Graham	McKee	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Youker
Davies A E	Hamill	McNab	Slacer	Zimmerman
Davies E O	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 288, Int. No. 277) entitled "An act to amend the General Municipal Law, in relation to leaves of absence to be granted to volunteer firemen while serving in the military or naval service of the United States during a time of war," having been announced for a third reading,

On motion of Mr. McWhinney, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 328, Int. No. 317) entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl," having been announced,



Mr. Fearon moved that said bill be recommitted to the committee on conservation, with instructions to report the same forthwith amended as follows:

Page 2, line 3, before the word "Wild", second occurring, insert "Except in counties wholly or partly within the forest preserve or on Long Island" in italics and begin the word "Wild" with a lower case "w".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Talmage, from the committee on conservation, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 445, Int. No. 421) entitled "An act in relation to the operation of bus lines on a certain highway in the county of Schoharie," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Hooper	McWhinney	Smith E A
Allen	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland
Amos	Donohoe	Judson	Miller N J	Tallett
Barra	Donohue	Karlin	Mitchell	Talmage
Bates	Duke	Kasson	Morris	Taylor A
Belknap	Ellenbogen	Kennedy	Murphy	Thayer
Bewley	Everett	Kenyon	Nesbitt	Tuckerman
Blakely	Fallon	Klingmann	Orr	Twomey
Bloomfield	Farrell	Lattin	Parsons	Tyler
Bourke	Fearon	Leininger	Pierce	Voorhees
Brink	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burtnett	Gaffers	Machold	Rosenberg	Welsh
Caulfield	Gage	Malone	Rowe	Wheelock
Claessens	Gardner	McCue	Seaker	Whitcomb
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGarry	Seesselberg	Williams

Cowee	Gitlow	McGinnies	Shannon	Wiltsie
Crowley	Graham	McKee	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Youker
Davies A E	Hamill	McNab	Slacer	Zimmerman
Davies E O	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 235, Int. No. 234) entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Binghamton," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E O	Hooper	McWhinney	Smith E A
Allen	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland
Amos	Donohoe	Judson	Miller N J	Tallett
Barra	Donohue	Karlin	Mitchell	Talmage
Bates	Duke	Kasson	Morris	Taylor A
Belknap	Ellenbogen	Kennedy	Murphy	Thayer
Bewley	Everett	Kenyon	Nesbitt	Tuckerman
Blakely	Fallon	Klingmann	Orr	Twomey
Bloomfield	Farrell	Lattin	Parsons	Tyler
Bourke	Fearon	Leininger	Pierce	Voorhees
Brink	Feigenbaum	Link	Prangen	Waldman
Brownlee	Fenner	Lord	Pratt	Wells F A
Brush	Fitzgerald	Lown	Richford	Wells L H
Burtnett	Gaffers	Machold	Rosenberg	Welsh
Caulfield	Gage	Malone	Rowe	Wheelock
Claessens	Gardner	McCue	Seaker	Whitcomb
Coles	Garfinkel	McDonald	Seelye	Whitehorn
Copeley	Gaylord	McGarry	Seesselberg	Williams
Cowee	Gitlow	McGinnies	Shannon	Wiltsie
Crowley	Graham	McKee	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Youker
Davies A E	Hamill	McNab	Slacer	Zimmerman
Davies E O	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 50, Int. No. 50) entitled "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof," having been announced for a third reading,

On motion of Mr. Showers, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 81, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced for a second reading,

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 560, Int. No. 200) entitled "An act to revise, amend and consolidate the charter of the village of Watkins," was read the second time.

On motion of Mr. Graham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 564, Int. No. 205) entitled "An act to revise the charter of the city of Watervliet," was read the second time.

On motion of Mr. Gaffers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 413, Int. No. 394) entitled "An act to amend sections six and eight of the State Printing Law," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 45, Int. No. 45) entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Kingston.

Also, the bill (No. 463, Int. No. 439) entitled "An act to amend the Election Law, in relation to qualifications of electors, election districts in certain congressional districts and unofficial primaries in cities.

Also, the bill (No. 128, Int. No. 128) entitled "An act to provide for the survey of lands under water that are applied for, and making an appropriation therefor."

Also, the bill (No. 78, Int. No. 78) entitled "An act making appropriations for the New York Guard," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 610, Int. No. 564) entitled "An act to amend the Election Law, in relation to meetings for registration for special elections in the year nineteen hundred and eighteen," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

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### WEDNESDAY, FEBRUARY 20, 1918

The House met pursuant to adjournment.

Prayer by Rev. G. Franklin Snyder, Tannersville.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety" (No. 482, Rec. No. 25), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city" (No. 481, Rec. No. 26), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library of Binghamton" (No. 192), Rec. No. 27), which was read the first time.

On motion of Mr. Whitcomb, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Whitcomb, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhianey	Smith E A
Allen	Davis E O	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltzie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. G. T. Davis introduced a bill entitled "An act to amend the Education Law, in relation to establishing a central New York State school for the deaf, and making an appropriation therefor" (Int. No. 629), which was read the first time and referred to the committee on ways and means.

Mr. Duke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to proceedings to compel payment of debt, legacy or distributive share, or delivery of property" (Int. No. 630), which was read the first time and referred to the committee on codes.

Mr. Gardner introduced a bill entitled "An act to amend chapter two hundred and fifty-seven of the Laws of eighteen hundred and sixty, entitled 'An act to incorporate the Hyde Park Fire Department in Dutchess county,' generally" (Int. No. 631), which was read the first time and referred to the committee on the judiciary.

Mr. Hooper introduced a bill entitled "An act to amend the Banking Law, in relation to authorizing national banking associations to act as executors, administrators or trustees" (Int. No. 632), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Highway Law, in relation to the rebuilding of bridges which were former toll bridges" (Int. No. 633), which was read the first time and referred to the committee on internal affairs.

Mr. Machold introduced a bill entitled "An act to protect the people of the State against deprivation of necessities by facilitating the transportation and distribution of merchandise on the improved canals during the present war, and making an appropriation therefor" (Int. No. 634), which was read the first time and referred to the committee on ways and means.

Mr. McDonald introduced a bill entitled "An act to amend the Greater New York charter, in relation to qualifications of patrolmen" (Int. No. 635), which was read the first time and referred to the committee on affairs of cities.

Mr. McElligott introduced a bill entitled "An act to amend the Stock Corporations Law, in relation to filing the names of officers and directors with the county clerk" (Int. No. 636), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to the wilful conversion of merchandise for personal, trade or business uses" (Int. No. 637), which was read the first time and referred to the committee on codes.

Mr. Murphy (by request) introduced a bill entitled "An act to amend the Insanity Law, in relation to salaries of certain employees" (Int. No. 638), which was read the first time and referred to the committee on ways and means.

Mr. O'Hare introduced a bill entitled "An act to amend the Judiciary Law, in relation to certain persons prohibited from practicing law during term of office" (Int. No. 639), which was read the first time and referred to the committee on the judiciary.

Mr. E. A. Smith introduced a bill entitled "An act to amend the Greater New York charter, in relation to the retirement from active service of officers, clerks and employees" (Int. No. 640), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and ninety-seven of the Laws of nineteen hundred and fourteen, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court in the first department to retire employees for incapacity and providing for their compensation,' in relation to the retirement of such employees" (Int. No. 641), which was read the first time and referred to the committee on the judiciary.

Mr. Twomey introduced a bill entitled "An act to authorize the assessment of real property acquired by the State of New York for Barge canal terminal purposes, situated at the junction of the East river and Newtown creek, in the borough of Brooklyn, in said city, for the benefit derived by said lands by reason of the opening and extending of Dupont street so as to furnish access thereto" (Int. No. 642), which was read the first time and referred to the committee on ways and means.

Mr. Wiltsie introduced a bill entitled "An act to amend the Prison Law, in relation to the employment of convicts in county



jails on highway and street work" (Int. No. 643), which was read the first time and referred to the committee on penal institutions.

Mr. Witter introduced a bill entitled "An act authorizing the board of trustees of the village of Owego to issue bonds and to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness" (Int. No. 644), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such village" (Int. No. 645), which was read the first time and referred to the committee on affairs of villages.

Mr. Braun introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to inclosing platforms of street cars" (Int. No. 646), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the Insurance Law, in relation to agent's and broker's certificate of authority" (Int. No. 647), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the General City Law, in relation to promoting the health and efficiency of firemen in cities of the first class by providing for a two platoon system in the fire departments of such cities" (Int. No. 648), which was read the first time and referred to the committee on affairs of cities.

Mr. Farrell introduced a bill entitled "An act to amend the Greater New York charter, in relation to employees over the draft or conscription age serving with the Federal Government in the manufacture of munitions of war or war materials" (Int. No. 649), which was read the first time and referred to the committee on affairs of cities.

Mr. Quackenbush introduced a bill entitled "An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county" (Int. No. 650), which was read the first time and referred to the committee on internal affairs.

Mr. Rowe introduced a bill entitled "An act to amend chapter

two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as to the power of the council of said city to license and regulate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks " (Int. No. 651), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' to authorize said city to acquire, own and operate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks " (Int. No. 652), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Transportation Corporations Law, relating to stage routes, bus lines and motor vehicle lines carrying passengers for hire in cities, and excepting a city which had, according to the Federal census of nineteen hundred and ten, a population of four hundred thousand or more but less than one million " (Int. No. 653), which was read the first time and referred to the committee on the judiciary.

Mr. Bloomfield introduced a bill entitled "An act to amend the State Finance Law, in relation to deposits in banks " (Int. No. 654), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Education Law, in relation to the apportionment of the academic quota of school moneys " (Int. No. 655), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Education Law, in relation to the apportionment of school moneys " (Int. No. 656), which was read the first time and referred to the committee on ways and means.

Mr. Seesselberg introduced a bill entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond pro-

viding for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer" (Int. No. 657), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Tax Law, in relation to the assessment and taxation of personal property in cities containing more than one million inhabitants and having a charter provision limiting the tax rate on personal property to two and one-half mills annually" (Int. No. 658), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. F. A. Wells introduced a bill entitled "An act authorizing the police commissioner of the city of New York to restore John A. Kaht to the rank of sergeant" (Int. No. 659), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold introduced a bill entitled "An act reappropriating unexpended balance of appropriation made by chapter three hundred and twenty-two of the Laws of nineteen hundred and twelve for the purpose of furnishing proper terminals and facilities for Barge canal traffic" (Int. No. 660), which was read the first time and referred to the committee on ways and means.

Also, "An act reappropriating unexpended balance of appropriations made by chapters eight and six hundred and twenty-eight of the Laws of nineteen hundred and sixteen for the improvement of the canals" (Int. No. 661), which was read the first time and referred to the committee on ways and means.

Mr. Whitehorn introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sections one and fourteen of article three, section nine of article four, section four of article seven, section two of article twelve and section one of article fourteen of the Constitution of the State of New York, establishing a people's veto through the optional referendum, and a direct initiative by petition and at general or special elections" (Int. No. 662), which was read the first time and referred to the committee on the judiciary.

Mr. Amos introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to proceedings supple-

mentary to execution upon judgments of the municipal court of the city of New York" (Int. No. 663), which was read the first time and referred to the committee on codes.

Mr. Talmage, by request, introduced a bill entitled "An act authorizing the town board of the town of Southampton, in Suffolk county, to contract for replacing or reconstructing the tide gates in the Shinnecock and Peconic canal in such town and to expend for such purpose money heretofore appropriated by the State, and to provide for the excess of expense, if any, by the issue of certificates of indebtedness of such town" (Int. No. 664), which was read the first time and referred to the committee on internal affairs.

Mr. Machold introduced a bill entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Oswego county" (Int. No. 665), which was read the first time and referred to the committee on internal affairs.

Mr. J. M. Mead introduced a bill entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns'" (Int. No. 666), which was read the first time and referred to the committee on public education.

Mr. E. C. Davies introduced a bill entitled "An act to amend the charter of the city of Little Falls, generally" (Int. No. 667), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act to amend the Election Law, in relation to facilitating the taking of the soldier vote" (Int. No. 668), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Town Law, in relation to nominations of candidates for election in certain towns" (Int. No. 669), which was read the first time and referred to the committee on the judiciary.

Mr. Sutherland introduced a bill entitled "An act in relation to the proposed connecting ship canal between Gravesend bay and Sheepshead bay to be constructed by the United States

government on Long Island, in the borough of Brooklyn, and making appropriations for expenses in connection therewith" (Int. No. 670), which was read the first time and referred to the committee on ways and means.

Mr. C. L. Mead introduced a bill entitled "An act to amend the charter of the city of Port Jervis in relation to maximum amount of annual city tax levy" (Int. No. 671), which was read the first time and referred to the committee on affairs of cities.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Curley (No. 277, Int. No. 151), entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Rowe, Lown, Tuckerman, Snyder.

Also, Assembly bill introduced by Mr. H. L. Ames (No. 493, Int. No. 466), entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Rowe, Lown, Tuckerman, Snyder, Bloch.

Also, Assembly bill introduced by Mr. Bourke (No. 531, Int. No. 148), entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Rowe, Lown, Tuckerman, Snyder, Bloch.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Curley (No. 191, Int. No. 191), entitled "An act to amend the Greater New York charter, in relation to sales of tax liens," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Dobson, Wells, F. A.

Also, Assembly bill introduced by Mr. Zimmerman (No. 11, Int. No. 11), entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' relating to the department of finance and accounts," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Whitcomb.

Also, Assembly bill introduced by Mr. Zimmerman (No. 453, Int. No. 429), entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.

Also, Assembly bill introduced by Mr. Zimmerman (No. 269, Int. No. 264), entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.

Also, Assembly bill introduced by Mr. Wiltsie (No. 301, Int. No. 290), entitled "An act to amend the charter of the city of Cortland, in relation to the salary of the city assessors," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.

Also, Assembly bill introduced by Mr. Zimmerman (No. 452, Int. No. 428), entitled "An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Dobson, Whitcomb.

Also, Assembly bill introduced by Mr. E. H. Miller (No. 377, Int. No. 364), entitled "An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Kasson (No. 474, Int. No. 468), entitled "An act to amend the charter of the city of Gloversville, generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.

which report was agreed to.

On motion of Mr. Adler, and by unanimous consent, said bill was made a special order on second and third reading for Thursday next, immediately after the reading of the journal.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. G. T. Davis (No. 530, Int. No. 84), entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome, generally'," reported in favor of the passage of the same, with the following amendment:

Page 14, line 4, strike out the words "six hundred and fifty" and insert in place thereof the words "eight hundred".

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, E. H., Fearon, Davis, G. T., Wells, F. A.



which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Wiltsie, from the committee on banks, to which was referred Assembly bill introduced by Mr. Wiltsie (No. 300, Int. No. 289), entitled "An act to amend the Banking Law, in relation to reserves of banks and trust companies," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Wells, L. H., Mead, C. L., Cheney, Williams, Seesselberg, Leininger, Feigenbaum.

Also, Assembly bill introduced by Mr. Wiltsie (No. 507, Int. No. 480), entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Wells, L. H., Mead, C. L., Cheney, Williams, Seesselberg, Leininger, Feigenbaum.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Parsons (No. 446, Int. No. 422), entitled "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Murphy, Burtnett, Tyler, Peck, Klingmann, Flynn, Decker.

Also, Assembly bill introduced by Mr. Judson (No. 374, Int. No. 361), entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Murphy, Burtnett, Tyler, Peck, Klingmann, Flynn, Decker.

Also, Assembly bill introduced by Mr. Blakely (No. 613, Int. No. 567), entitled "An act to amend the Tax Law, in relation to exemption in certain counties," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Murphy, Burtnett, Tyler, Peck, Klingmann, Decker. In the negative: Flynn.

Also, Assembly bill introduced by Mr. Judson (No. 373, Int. No. 360), entitled "An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Murphy, Burtnett, Tyler, Peck, Klingmann, Flynn, Decker.

Also, Assembly bill introduced by Mr. Judson (No. 372, Int. No. 359), entitled "An act to amend the Tax Law, in relation to the assessment of omitted property," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, Jenks, Brush, Johnson, L. W., Murphy, Burtnett, Tyler, Peck, Klingmann, Flynn, Decker.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. D. H. Ames, from the committee on charitable and religious societies, to which was referred Assembly bill introduced by Mr. Lord (No. 333, Int. No. 322), entitled "An Act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Ames, D. H., Gaylord, Caulfield, Fallon, Peck, Hamill, Barra, Belknap, Rosenberg.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Tallett (No. 586, Int. No. 543), entitled "An act to amend the Education Law, relative to the retirement of teachers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Duke, Soule, Gage, Brink, Fitzgerald, Claessens.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Caulfield, from the committee on commerce and navigation, to which was referred Assembly bill introduced by Mr. Kenyon (No. 239, Int. No. 238), entitled "An act to renew the franchise of the ferry from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Caulfield, Scelye, Cowee, Showers, Brink, Lattin, Bates, Garfinkel.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

"An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government." (No. 475, Int. No. 467.)

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 541, Int. No. 502) entitled "An act to amend the Conservation Law, in relation to issuance and service of summons."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 5, add the word "also" after "shall" and before "be".

Page 2, line 14, add between the words "filed" and "with" the words "by the person serving it".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Lord offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of the bill (No. 4, Int. No. 4) entitled "An act to amend the Education Law, in relation to the method of giving instruction in physical training and discipline in the schools of the State."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Lord moved to amend as follows:

On page 2, line 4, before "average" insert a bracket, after "least" insert a bracket; and insert in italics "not exceed".

On page 2, line 21, insert a bracket before "when" and strike out the bracket before "or".

On page 2, line 22, strike out the bracket after "directed" and insert a bracket after "education."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Lord, said bill was ordered reprinted and recommitted to said committee.

Mr. Link offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of his resolution in relation to the appointment of a special legislative committee to consider the problem of the employment of soldiers and marines after discharge and that said bill be referred to the committee on war.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 27, Int. No. 27) entitled "An act to amend the County Law, in relation to the compensation of supervisors," was read the second time.

On motion of Mr. Brink, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 515, Int. No. 488) entitled "An act to authorize the town board of Ava, in the county of Oneida, to convey certain cemetery property," was read the second time.

On motion of Mr. G. T. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 251, Int. No. 246) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county," was read the second time.

On motion of Mr. Gage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 260, Int. No. 255) entitled "An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled 'An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,' in relation to county appropriations for maintenance," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 289, Int. No. 278), entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers," having been announced for a second reading.

On motion of Mr. J. M. Mead, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 216, Int. No. 215) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county," was read the second time.

On motion of Mr. Tallett, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 282, Rec. No. 8) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the time of election and laying out election districts," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading.

The bill (No. 299, Int. No. 288) entitled "An act to amend the Banking Law, in relation to loans upon liberty bonds," was

read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltsie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 520, Int. No. 91) entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E O	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltsie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 607, Int. No. 114) entitled "An act to amend the Highway Law, in relation to lights on vehicles, was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett



Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltzie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 609, Int. No. 143) entitled "An act to amend the charter of the city of Oneida, and fixing the salaries of the mayor and aldermen thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh

Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltsie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 608, Int. No. 352) entitled "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltsie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 521, Int. No. 72) entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead O L	Smith H W
Ames D H	Davis G T	Johnson L W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Lord	Prangen	Voorhees
Brink	Fenner	Lown	Pratt	Waldman
Brownlee	Fitzgerald	Machold	Quackenbush	Wells F A
Brush	Gaffers	Malone	Richford	Wells L H
Burnett	Gage	McArdle	Rosenberg	Welsh
Caulfield	Gardner	McCue	Rowe	Wheelock
Cheney	Garfinkel	McDonald	Seaker	Whitcomb
Claessens	Gaylord	McElligott	Seelye	Whitehorn
Coles	Gitlow	McGarry	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltzie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 522, Int. No. 57) entitled "An act to amend the General Business Law, in relation to certificates of registration to practice architecture," was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	McWhinney	Smith E A
Allen	Davis E C	Johnson E A	Mead C L	Smith H W
Ames D H	Davis G T	Johnson I W	Mead J M	Snyder
Ames H L	Decker	Judson	Meyer	Soule
Amos	Donohoe	Karlin	Miller N J	Sutherland
Barra	Donohue	Kennedy	Mitchell	Tallett
Bates	Duke	Kenyon	Morris	Talmage
Belknap	Ellenbogen	Kiernan	Murphy	Taylor A
Bewley	Everett	Klingmann	Nesbitt	Thayer
Blakely	Fallon	Larney	Orr	Trahan
Bloch	Farrell	Lattin	Parsons	Tuckerman
Bloomfield	Fearon	Leininger	Pierce	Tyler
Bourke	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Whitehorn
Coles	Gitlow	McElligott	Seesselberg	Williams
Copeley	Hager	McGarry	Shannon	Wiltzie
Cowee	Hamill	McGinnies	Shiplacoff	Witter
Crowley	Harris	McKee	Showers	Youker
Curley	Havican	McKeon	Slacer	Zimmerman
Davies A E	Hooper	McNab		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 209, Rec. No. 4) entitled "An act making an appropriation for the expenses of the joint committee of the Legislature appointed to investigate and inquire into the report of the Board of Statutory Consolidation on the Simplification of the Civil Practice in the Courts of the State, as heretofore continued with additional powers relating to such simplification," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 1

Those who voted in the affirmative were:

Adler	Davies A E	Hooper	McNab	Slacer
Allen	Davies E O	Jenks	McWhinney	Smith E A
Ames D H	Davis E C	Johnson E A	Mead C L	Smith H W
Ames H L	Davis G T	Johnson L W	Mead J M	Snyder
Amos	Decker	Judson	Meyer	Soule
Barra	Donohoe	Karlin	Miller N J	Sutherland
Bates	Donohue	Kennedy	Mitchell	Tallett
Belknap	Duke	Kenyon	Morris	Talmage
Bewley	Ellenbogen	Kiernan	Murphy	Taylor A
Blakely	Everett	Klingmann	Nesbitt	Thayer
Bloch	Fallon	Larney	Orr	Trahan
Bloomfield	Farrell	Lattin	Parsons	Tuckerman
Bourke	Fearon	Leininger	Pierce	Tyler
Braun	Feigenbaum	Link	Prangen	Voorhees
Brink	Fenner	Lord	Pratt	Waldman
Brownlee	Fitzgerald	Lown	Quackenbush	Wells F A
Brush	Gaffers	Machold	Richford	Wells L H
Burtnett	Gage	Malone	Rosenberg	Welsh
Caulfield	Gardner	McArdle	Rowe	Wheelock
Cheney	Garfinkel	McCue	Seaker	Whitcomb
Claessens	Gaylord	McDonald	Seelye	Williams
Coles	Gitlow	McElligott	Seesselberg	Wiltzie
Copeley	Hager	McGarry	Shannon	Witter
Cowee	Hamill	McGinnies	Shiplacoff	Youker
Crowley	Harris	McKee	Showers	Zimmerman
Curley	Havican	McKeon		

In the negative:

Whitehorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 92, Int. No. 92) entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise money for building purposes," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Newburgh.

Also, the bill (No. 241, Int. No. 240) entitled "An act to amend the General Business Law, in relation to purchase of

bronze or brass castings by junk dealers," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

### THURSDAY, FEBRUARY 21, 1918

The House met pursuant to adjournment.

Prayer by Rev. Wm. H. Edwards, Clarksville.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills: "An act to amend the Greater New York charter, in relation to payment of cost of public improvements" (No. 445, Rec. No. 28) which was read the first time.

On motion of Mr. McGarry, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. McGarry, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in affirmative were:

Adler	Curley	Harris	McNab	Smith E A
Allen	Davies A E	Hooper	McWhinney	Smith H W
Alvord	Davies E O	Jenks	Mead C L	Snyder
Ames D H	Davis E C	Johnson E A	Mead J M	Tallett
Ames H L	Davis G T	Johnson L W	Meyer	Talmage
Amos	Dobson	Karlin	Miller N J	Taylor A
Bates	Donohoe	Kasson	Mitchell	Thayer
Belknap	Donohue	Kenyon	Morris	Trahan
Bewley	Duke	Klingmann	Murphy	Tuckerman
Blakely	Everett	Lattin	Nesbitt	Tyler

Bloomfield	Fallon	Leininger	Parsons	Voorhees
Brackley	Farrell	Link	Prangen	Waldman
Braun	Fearon	Lord	Pratt	Wells F A
Brink	Feigenbaum	Lown	Quackenbush	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Brush	Fitzgerald	Malone	Rosenberg	Wheelock
Burtnett	Gaffers	McArdle	Rowe	Whitcomb
Caulfield	Gage	McDonald	Seaker	Whitehorn
Cheney	Gardner	McGarry	Seelye	Williams
Claessens	Garfinkel	McGinnies	Shannon	Wiltzie
Coles	Gaylord	McKee	Shiplacoff	Witter
Copeley	Graham	McKeon	Showers	Youker
Cowee	Hager	McLaughlin	Slacer	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

“An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government” (No. 415, Rec. No. 29), which was read the first time.

On motion of Mr. Machold, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Machold, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Harris	McNab	Smith E A
Allen	Davies A E	Hooper	McWhinney	Smith H W
Alvord	Davies E O	Jenks	Mead C L	Snyder
Ames D H	Davis E C	Johnson E A	Mead J M	Tallett
Ames H L	Davis G T	Johnson L W	Meyer	Talmage
Amos	Dobson	Karlin	Miller N J	Taylor A
Bates	Donohoe	Kasson	Mitchell	Thayer
Belknap	Donohue	Kenyon	Morris	Trahan
Bewley	Duke	Klingmann	Murphy	Tuckerman
Blakely	Everett	Lattin	Neshitt	Tyler
Bloomfield	Fallon	Leininger	Parsons	Voorhees
Brackley	Farrell	Link	Prangen	Waldman
Braun	Fearon	Lord	Pratt	Wells F A
Brink	Feigenbaum	Lown	Quackenbush	Wells L H



Brownlee	Fenner	Machold	Richford	Welsh
Brush	Fitzgerald	Malone	Rosenberg	Wheelock
Burnett	Gaffers	McArdle	Rowe	Whitcomb
Caulfield	Gage	McDonald	Seaker	Whitehorn
Cheney	Gardner	McGarry	Seelye	Williams
Claessens	Garfinkel	McGinnies	Shannon	Wiltzie
Coles	Gaylord	McKee	Shiplacoff	Witter
Copeley	Graham	McKeon	Showers	Youker
Cowee	Hager	McLaughlin	Slacer	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Adler introduced a bill entitled "An act to provide for the representation of the State at ceremonies held in celebration of the completion of the Barge canal, and making an appropriation therefor" (Int. No. 672), which was read the first time and referred to the committee on ways and means.

Mr. Bloch introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to confinement pending the determination of an appeal of persons convicted of murder in the first degree" (Int. No. 673), which was read the first time and referred to the committee on codes.

Mr. Burnett introduced a bill entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town" (Int. No. 674), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Tax Law, in relation to the levy of taxes" (Int. No. 675), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. E. O. Davies introduced a bill entitled "An act to amend chapter forty-two of the Laws of nineteen hundred and nine, entitled 'An act relating to navigation, constituting chapter thirty-seven of the Consolidated Laws,' relative to the age of applicants for licenses as masters, pilots or engineers" (Int. No. 676), which was read the first time and referred to the committee on commerce and navigation.

Mr. Duke, by request, introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to costs where defendant is a common carrier" (Int. No. 677), which was read the first time and referred to the committee on codes.

Mr. McLaughlin introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to garnishee" (Int. No. 678), which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend the Town Law, in relation to additional supervisors in certain towns" (Int. No. 679), which was read the first time and referred to the committee on internal affairs.

Mr. Trahan introduced a bill entitled "An act to amend the Town Law, in relation to the compensation of overseers of poor in certain towns" (Int. No. 680), which was read the first time and referred to the committee on internal affairs.

Mr. F. A. Wells introduced a bill entitled "An act to create the soldiers' welfare commission, defining its powers and duties and making an appropriation therefor" (Int. No. 681), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for paying members of the National Guard, who served without the State in response to the call of the President of June nineteen, nineteen hundred and sixteen, the compensation for services in the State less the amount allowed by the Federal government, and making an appropriation therefor" (Int. No. 682), which was read the first time and referred to the committee on ways and means.

Mr. Welsh introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, relating to cities and villages, so as to regulate legislation concerning them and guarantee to them the right of municipal self-government" (Int. No. 683), which was read the first time and referred to the committee on the judiciary.

Mr. Caulfield introduced a bill entitled "An act to amend the General Business Law, in relation to the manufacture and sale of leather boots and shoes" (Int. No. 684), which was read the first time and referred to the committee on the judiciary.

Mr. Brackley introduced a bill entitled "An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost" (Int. No. 685), which was read the first time and referred to the committee on affairs of cities.

Mr. Coles introduced a bill entitled "An act to amend the Real Property Law, in relation to registering title to real property" (Int. No. 686), which was read the first time and referred to the committee on the judiciary.

Mr. Kenyon introduced a bill entitled "An act to amend the Tax Law, in relation to tax-roll and collector's warrant" (Int. No. 687), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Machold introduced a bill entitled "An act making an appropriation for the establishment by the Industrial Commission of additional public employment offices and for their maintenance until July first, nineteen hundred and eighteen" (Int. No. 688), which was read the first time and referred to the committee on ways and means.

Mr. Pratt introduced a bill entitled "An act to re-enact certain provisions of the Workmen's Compensation Law, relating to the application thereof" (Int. No. 689), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Workmen's Compensation Law, generally" (Int. No. 690), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Workmen's Compensation Law, in relation to the State fund" (Int. No. 691), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Village Law, in relation to certain actions against a village for personal injuries" (Int. No. 692), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Conservation Law, in relation to

the taking of muskrats" (Int. No. 693), which was read the first time and referred to the committee on conservation.

Mr. Klingmann introduced a bill entitled "An act to amend the Greater New York charter, in relation to pensions of employees in the department of street cleaning" (Int. No. 694), which was read the first time and referred to the committee on affairs of cities.

Mr. Showers introduced a bill entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene'" (Int. No. 695), which was read the first time and referred to the committee on internal affairs.

Mr. Alvord introduced a bill entitled "An act to amend the charter of the city of Hudson, in relation to increasing the salaries of the chief of police, sergeant and police officers in said city" (Int. No. 696), which was read the first time and referred to the committee on affairs of cities.

Mr. Pratt introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to rehear and determine the claim of Fred R. Butterfield against the State" (Int. No. 697), which was read the first time and referred to the committee on claims.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, try and determine the claim of Laing and Horton against the State of New York for damages for an alleged breach of contract, the same as though a notice of intention to file a claim had been given within the time prescribed by section two hundred and sixty-four of the Code of Civil Procedure" (Int. No. 698), which was read the first time and referred to the committee on claims.

Mr. H. L. Ames introduced a bill entitled "An act to amend the charter of the city of Jamestown, in relation to the establishment of a city court" (Int. No. 699), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely introduced a bill entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance

of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said acts, as amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer' generally" (Int. No. 700), which was read the first time and referred to the committee on internal affairs.

Mr. Pratt introduced a bill entitled "An act to amend the General Corporation Law, in relation to the filing of certificates of surrender of authority by foreign stock corporations, other than monied corporations" (Int. No. 701), which was read the first time and referred to the committee on general laws.

Mr. Welsh introduced a bill entitled "An act to amend the General Highway Traffic Law, in relation to the application of such law and to certain equipments on vehicles for safety in operation" (Int. No. 702), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to operators' licenses, local ordinances and speed of motor vehicles, and making an appropriation for expenses in connection with such licenses" (Int. No. 703), which was read the first time and referred to the committee on ways and means.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Blakely (No. 396, Int. No. 377), entitled "An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Bewley, Lord, McGinnies, McWhinney, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Zimmerman (No. 509, Int. No. 482), entitled "An act making an appropriation for

the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Bewley, Lord, McGinnies, McWhinney, Wheelock, Bloomfield, Shannon.

Also, Assembly bill introduced by Mr. Machold (No. 429, Int. No. 410), entitled "An act making appropriations for the maintenance and repair of improved State and county highways," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Bewley, Lord, McGinnies, McWhinney, Wheelock, Bloomfield, Shannon.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Sage (No. 137, Int. No. 19), entitled "An act making an appropriation for payment of costs of construction, advertising, engineering and miscellaneous expenses incurred and to be incurred in connection with the completion of the improvement of the Cayuga and Seneca canals," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Bewley, Lord, McGinnies, McWhinney, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. G. T. Davis (No. 486, Int. No. 459), entitled "An act to amend chapter three hundred and six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and Saint Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Rowe, Lown, Tuckerman, Snyder.

which report was agreed to, and said bill placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Hager (No. 562, Int. No. 409), entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons.

Also, Assembly bill introduced by Mr. Showers (No. 597, Int. No. 554), entitled "An act for the relief of the town of Cairo, in the county of Greene," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons.

Also, Assembly bill introduced by Mr. D. H. Ames (No. 208, Int. No. 207), entitled "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons.

Also, Assembly bill introduced by Mr. D. H. Ames (No. 129, Int. No. 129), entitled "An act to amend the County Law, in relation to compensation of supervisors," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Zimmerman (No. 510, Int. No. 483), entitled "An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H.,



Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. J. M. Mead (No. 347, Int. No. 336), entitled "An act to amend the Town Law, in relation to assessments for public improvements," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Donohoe (No. 354, Int. No. 341), entitled "An act to amend the County Law, in relation to fire districts outside of incorporated villages," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Talmage (No. 479, Int. No. 452), entitled "An act to amend the Town Law, in relation to fire protection," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Cheney, from the committee on claims, to which was referred Assembly bill introduced by Mr. E. O. Davies (No. 366, Int. No. 353), entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Brush, Ellenbogen, Snyder, Fallon, Flynn.

Also, Assembly bill introduced by Mr. McNab (No. 443, Int. No. 419), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the

State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Brush, Ellenbogen, Snyder, Fallon, Flynn.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Witter (No. 601, Int. No. 558), entitled "An act to amend the Agricultural Law, in relation to milk and milk products," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Witter, Allen, Lord, Tallett, Ames, D. H., Cowee, Gage, Soule, Lattin, Brink, Brush, Parsons.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Witter (No. 599, Int. No. 556), entitled "An act to amend the Agricultural Law, in relation to definitions," reported in favor of the passage of the same, with the following amendment:

Page 3, line 19, strike out the word "including" and insert in italics "excluding".

Those who voted in the affirmative were: Messrs. Witter, Allen, Lord, Tallett, Ames, D. H., Cowee, Gage, Soule, Lattin, Brink, Brush, Parsons.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Cheney (No. 210, Int. No. 209), entitled "An act to amend the Insurance Law, in relation to rebating and discriminations," reported in favor of the passage of the same, with the following amendment:

Page 3, line 1, after the word "Insured," insert in italics "His agent or representative."

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Miller, N. J., Crowley, Brownlee, Franchot, Copeley, Hamill.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. F. A. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. G. T. Davis (No. 487, Int. No. 460), entitled "An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, F. A., Welsh, Taylor, A., Crowley, Slacer, Hooper, Braun, Morris.  
which report was agreed to, and said bill placed on the order of second reading.

Mr. F. A. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. Link (No. 359, Int. No. 346), entitled "An act to amend the Civil Service Law, in relation to the retention on eligible lists of soldiers, sailors and marines while in military or naval service," reported in favor of the passage of the same, with the following amendments:

Page 2, line 11, after the word "of" and before the word "six" strike out the word "six" and insert in lieu thereof the word "one".

Page 2, line 11, after the word "six" and before the word "years" strike out the letter "s" in the word "years" so as to make it read "year", singular.

Page 2, line 12, strike out the whole of line 12 and in lieu thereof insert the following: "a full and honorable discharge from the army or navy of the United States of America in which such persons were enlisted".

Those who voted in the affirmative were: Messrs. Wells, F. A., Welsh, Taylor, A., Crowley, Slacer, Hooper, Braun, Morris.  
which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Kenyon (No. 239, Int. No. 238), entitled "An act to renew the franchise of the ferry

from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain."

Also, the bill introduced by Mr. E. H. Miller (No. 377, Int. No. 364), entitled "An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx."

Also, the bill introduced by Mr. Judson (No. 372, Int. No. 359), entitled "An act to amend the Tax Law, in relation to the assessment of omitted property."

Also, the bill introduced by Mr. Curley (No. 191, Int. No. 191), entitled "An act to amend the Greater New York charter, in relation to sales of tax liens."

Also, the bill introduced by Mr. Tallett (No. 586, Int. No. 543), entitled "An act to amend the Education Law, relative to the retirement of teachers."

Also, the bill introduced by Mr. Lord (No. 333, Int. No. 322), entitled "An act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home."

Also, the bill introduced by Mr. Judson (No. 374, Int. No. 361), entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission."

Also, the bill introduced by Mr. Parsons (No. 446, Int. No. 422), entitled "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed."

Also, the bill introduced by Mr. Murphy (No. 660, Int. No. 604), entitled "An act to provide for attendance of the Legislature at the parade of the National Army from Camp Upton, to be held in New York city on Washington's birthday, February twenty-second, nineteen hundred and eighteen, and making an appropriation therefor."

Also, the bill introduced by Mr. Wiltsie (No. 301, Int. No.

290), entitled "An act to amend the charter of the city of Cortland, in relation to the salary of city assessors."

Also, the bill introduced by Mr. Curley (No. 277, Int. No. 151), entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences."

Also, the bill introduced by Mr. Zimmerman (No. 453, Int. No. 429), entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation."

Also, the bill introduced by Mr. H. L. Ames (No. 493, Int. No. 466), entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen."

Also, the bill introduced by Mr. Zimmerman (No. 452, Int. No. 428), entitled "An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class."

Also, the bill introduced by Mr. G. T. Davis (No. 515, Int. No. 488), entitled "An act to authorize the town board of Ava, in the county of Oneida, to convey to certain cemetery property."

Also, the bill introduced by Mr. Tallett (No. 216, Int. No. 215), entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county."

Also, the bill introduced by Mr. Gardner (No. 260, Int. No. 255), entitled "An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled 'An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,' in relation to county appropriations for maintenance."

Also, the bill introduced by Mr. Gage (No. 251, Int. No. 246), entitled "An act to amend the County Law in relation to the salary of the county judge and surrogate of Wyoming county."

Also, the bill introduced by Mr. Brink (No. 27, Int. No.

27), entitled "An act to amend the County Law, in relation to the compensation of supervisors."

Also, the bill introduced by Mr. Graham (No. 560, Int. No. 200), entitled "An act to revise, amend and consolidate the charter of the village of Watkins," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Judson (No. 373, Int. No. 360), entitled "An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes," reported the same with the following recommendations:

On page 1, line 5, after "sixteen" insert "and amended by chapter one hundred and fifty-three of the Laws of nineteen hundred and seventeen."

On page 1, line 7, italicise "Bank tax; warrant for collection."

On page 2, line 10, after "collection" insert in brackets the word "of" and italicise "and".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Village Law, in relation to contracting for protection." (No. 335, Int. No. 324.)

"An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the

difference between the purchase and selling price of necessities so as to prevent excessive profits." (No. 358, Int. No. 345.)

"An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses" (No. 331, Int. No. 320.)

"An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city." (No. 523, Int. No. 333.)

"An act to amend the Village Law, in relation to time of filing report of village treasurer." (No. 137, Int. No. 137.)

"An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company." (No. 65, Int. No. 65.)

"An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety." (No. 524, Int. No. 301.)

"An act to enable the owners or mortgagees of lands in the city or town of Dunkirk, county of Chautauqua and State of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser." (No. 74, Int. No. 74.)

"An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen." (No. 525, Int. No. 351.)

"An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities." (No. 249, Int. No. 56.)

"An act for the relief of the towns in the county of Franklin." (No. 450, Int. No. 426.)



“An act to amend the charter of the city of Gloversville, generally.” (No. 474, Int. No. 468.)

“An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county.” (No. 251, Int. No. 246.)

“An act to amend the County Law, in relation to the compensation of supervisors.” (No. 27, Int. No. 27.)

“An act to authorize the town board of Ava, in the county of Oneida, to convey certain cemetery property.” (No. 515, Int. No. 488.)

“An act to amend the Military Law, in relation to compensation of employees in armories.” (No. 662, Int. No. 113.)

“An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate’s court in Madison county.” (No. 216, Int. No. 215.)

“An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled ‘An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,’ generally.” (No. 666, Int. No. 367.)

“An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin county.” (No. 663, Int. No. 343.)

“An act to amend the Education Law, in relation to district superintendents. (No. 665, Int. No. 355.)

“An act to amend the Conservation Law, in relation to the manner of taking wild fowl.” (No. 667, Int. No. 317.)

“An act to amend the State Printing Law, in relation to proposals for legislative and department printing.” (No. 664, Int. No. 394.)

“An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled ‘An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,’ in relation to county appropriations for maintenance.” (No. 260, Int. No. 255.)

“An act to revise, amend and consolidate the charter of the village of Watkins.” (No. 560, Int. No. 200.)

Mr. McCue offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 195, Int. No. 195) entitled "An act establishing a State athletic commission, regulating boxing and sparring in the State of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McCue moved to amend as follows:

Page 2, line 25, strike out the word "necessary" following the word "salaries".

Page 2, line 26, strike out the words "commission, the".

Page 2, line 26, strike out the words "salary of the".

Page 2, line 26, after the word "secretary" insert the following: "and the other necessary expenses of the commission".

Page 3, strike out all of lines 18, 19, 20, 21 and 22.

Page 3, line 23, strike out all of line 23 to and including the period and insert in place thereof the following: "which shall at the time application therefor be made own or hold a lease for at least one year upon the building wherein it may be proposed to conduct, hold or give such boxing or sparring match or exhibition and which if it be an amateur athletic association, may be incorporated or organized in accordance with the rules of the Amateur Athletic Union of the United States. Whenever any such boxing and sparring match or exhibition is conducted under the auspices of the Amateur Athletic Union of the United States, the license fee required under this act shall not be required to be paid."

Page 4, strike out all of lines 24, 25, 26 and 27.

Page 5, strike out all of lines 1 to 15, inclusive, and insert in lieu thereof the following:

"§ 6. No boxing or sparring match or exhibition shall be of more than ten rounds in length; and the contestants shall wear, during such contests, gloves weighing at least five ounces.

"§ 7. Any club, corporation or association which may conduct, hold, or give, or participate in, any sham or dishonest boxing or sparring match or exhibition shall thereby forfeit its license issued in accordance with the provisions of this act, which shall thereupon be, by the commission, canceled and declared void; and it shall not thereafter be entitled to receive another such or any license pursuant to the provisions of this act.

"§ 8. Any contestant who shall participate in any sham or dishonest boxing or sparring match or exhibition shall be penalized in the following manner, for the first offense, he shall be restrained for a period of six months, such period to begin

immediately after the occurrence of such offense, from participating in any boxing competition to be held or given by any club, corporation or association duly licensed to give or hold such boxing or sparring match or exhibition; for a second offense he shall be totally disqualified from further admission or participating in any boxing contest held or given by any club, corporation or association duly licensed for such purpose."

Page 5, line 16, strike out the figure "7" and insert in place thereof the figure "9".

Page 5, line 19, strike out the word "five" and insert in place thereof the following: "twenty-five hundred".

Page 5, line 20, strike out the word "thousand" and after the semicolon following the word "dollars" insert the following: "in the counties of Erie, Monroe and Onondaga, one thousand dollars;".

Page 5, line 20, strike out the word "twenty-five" and insert in lieu thereof the word "five".

Page 6, line 4, strike out the words "and for a period of six months thereafter".

Page 6, line 8, strike out the words "After the expiration of the period of six months".

Page 6, line 9, strike out the small "a" in the word "after" at the beginning of the line and insert in place thereof a capital "A".

Page 6, line 10, strike out the word "ten" and insert in place thereof the word "five".

Page 6, line 14, strike out the words "and the deputy commissioners".

Page 6, line 17, strike out the words "and for a period of six months thereafter".

Page 7, line 1, strike out the figure "8" and insert in lieu thereof the figures "10".

Page 7, line 14, strike out the figure "9" and insert in lieu thereof the figures "11".

Page 8, between lines 8 and 9, insert the following:

"§ 12. No intoxicating liquor shall be given away, sold or offered for sale in any building in which such boxing or sparring matches or exhibitions for which a license fee is paid are being conducted while such boxing or sparring matches or exhibitions are being held.

"§ 13. No betting or wagering shall be permitted by any club, corporation or association in any building where such boxing or sparring matches or exhibitions are held."

Page 8, line 9, strike out the figures "10" and insert in lieu thereof the figures "15".

Page 8, line 12, strike out the figures " 11 " and insert in lieu thereof the figures " 15 ".

Page 8, line 16, strike out the figures " 12 " and insert in lieu thereof the figures " 16 ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McCue, said bill was ordered reprinted and recommitted to said committee.

On motion of Mr. Gaffers, the committee on revision was instructed to report Assembly bill (No. 564, Int. No. 205) entitled "An act to revise the charter of the city of Watervliet," with the following recommendations:

On page 23, line 16, after the word " exists " insert " ; except that the common council shall not have the power of audit of bills and accounts and said power shall be vested immediately as hereinafter provided."

Mr. Speaker announced the special order, being the bill (No. 474, Int. No. 468) entitled "An act to amend the charter of the city of Gloversville, generally."

On motion of Mr. Kasson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Harris	McNab	Smith E A
Allen	Davies A E	Hooper	McWhinney	Smith H W
Alvord	Davies E O	Jenks	Mead C L	Snyder
Ames D H	Davis E C	Johnson E A	Mead J M	Tallett
Ames H L	Davis G T	Johnson L W	Meyer	Talmage
Amos	Dobson	Karlin	Miller N J	Taylor A
Bates	Donohoe	Kasson	Mitchell	Thayer
Belknap	Donohue	Kenyon	Morris	Trahan
Bewley	Duke	Klingmann	Murphy	Tuckerman
Blakely	Everett	Lattin	Nesbitt	Tyler
Bloomfield	Fallon	Leininger	Parsons	Voorhees
Brackley	Farrell	Link	Prangen	Waldman

Braun	Fearon	Lord	Pratt	Wells F A
Brink	Feigenbaum	Lown	Quackenbush	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Brush	Fitzgerald	Malone	Rosenberg	Wheelock
Burtnett	Gaffers	McArdle	Rowe	Whitcomb
Caulfield	Gage	McDonald	Seaker	Whitehorn
Cheney	Gardner	McGarry	Seelye	Williams
Claessens	Garfinkel	McGinnies	Shannon	Wiltzie
Coles	Gaylord	McKee	Shiplacoff	Witter
Copeley	Graham	McKeon	Showers	Youker
Cowee	Hager	McLaughlin	Slacer	Zimmerman
Crowley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 475, Int. No. 467) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Harris	McNab	Smith E A
Allen	Davies A E	Hooper	McWhinney	Smith H W
Alvord	Davies E O	Jenks	Mead C L	Snyder
Ames D H	Davis E C	Johnson E A	Mead J M	Tallett
Ames H L	Davis G T	Johnson L W	Meyer	Talmage
Amos	Dobson	Karlin	Miller N J	Taylor A
Bates	Donohoe	Kasson	Mitchell	Thayer
Belknap	Donohue	Kenyon	Morris	Trahan
Bewley	Duke	Klingmann	Murphy	Tuckerman
Blakely	Everett	Lattin	Nesbitt	Tyler
Bloomfield	Fallon	Leininger	Parsons	Voorhees
Brackley	Farrell	Link	Prangen	Waldman
Braun	Fearon	Lord	Pratt	Wells F A
Brink	Feigenbaum	Lown	Quackenbush	Wells L H
Brownlee	Fenner	Machold	Richford	Welsh
Brush	Fitzgerald	Malone	Rosenberg	Wheelock
Burtnett	Gaffers	McArdle	Rowe	Whitcomb
Caulfield	Gage	McDonald	Seaker	Whitehorn
Cheney	Gardner	McGarry	Seelye	Williams
Claessens	Garfinkel	McGinnies	Shannon	Wiltzie
Coles	Gaylord	McKee	Shiplacoff	Witter
Copeley	Graham	McKeon	Showers	Youker
Cowee	Hager	McLaughlin	Slacer	Zimmerman
Crowley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 493, Int. No. 466) entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen," was read the second time.

On motion of Mr. H. L. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 613, Int. No. 567) entitled "An act to amend the Tax Law, in relation to exemptions in certain counties," having been announced for a second reading,

On motion of Mr. Blakely, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 531, Int. No. 148) entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war," having been announced for a second reading,

On motion of Mr. Amos, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 191, Int. No. 191) entitled "An act to amend the Greater New York charter, in relation to sales of tax liens," was read the second time.

On motion of Mr. Curley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 277, Int. No. 151) entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of State Island Institute of Arts and Sciences," was read the second time.

On motion of Mr. Curley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 372, Int. No. 359) entitled "An act to amend the Tax Law, in relation to the assessment of omitted property," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 373, Int. No. 360) entitled "An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 374, Int. No. 361) entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 239, Int. No. 238) entitled "An act to renew the franchise of the ferry from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain," was read the second time.

On motion of Mr. Kenyon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 333, Int. No. 322) entitled "An act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 377, Int. No. 364) entitled "An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx," was read the second time.

On motion of Mr. E. H. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 446, Int. No. 422) entitled "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed," was read the second time.

On motion of Mr. Parsons, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," was read the second time.

On motion of Mr. Tallett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 301, Int. No. 290) entitled "An act to amend the charter of the city of Cortland, in relation to the salary of the city assessors," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 300, Int. No. 289) entitled "An act to amend the Banking Law, in relation to reserves of banks and trust companies," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 507, Int. No. 480) entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 452, Int. No. 428) entitled "An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Zimmerman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 24, Rec. No. 11) entitled "An act to amend the charter of the city of Buffalo, in relation to the department of finance and accounts."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Zimmerman, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 11, Int. No. 11) entitled "An act to amend

chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' relating to the department of finance and accounts," having been announced for a second reading,

On motion of Mr. Zimmerman, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 453, Int. No. 429) entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Zimmerman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 221, Rec. No. 6) entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Zimmerman, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 269, Int. No. 264) entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman," having been announced for a second reading,

On motion of Mr. Zimmerman, said bill was laid aside, and ordered stricken from the calendar.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn *sine die* at twelve o'clock noon, April 5, 1918.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Donohue offered for the consideration of the House a resolution, in the words following:

Whereas, The anniversary of the birth of the Father of his Country finds us this year engaged in a world war in defense of the fundamental principles of American democracy.

Resolved (if the Senate concur), That the Legislature of the State of New York convey as its Washington's birthday greeting to the President and the Congress of the United States, to our Allies and to the brave boys who carry the colors, the assurance of our continued loyal support and co-operation in all measures which make for the effective prosecution of the war and the conclusion of a just and honorable peace.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the bill (No. 474, Int. No. 468) entitled "An act to amend the charter of the city of Gloversville, generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Gloversville.

Also, the bill (No. 149, Int. No. 149) entitled "An act act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to purchase a bathing pavilion, and to maintain and operate the same."

Also, the bill (No. 150, Int. No. 150) entitled "An act to authorize the incorporated village of Sea Cliff, Nassau county, New York, to lease certain land owned by said village."

Also, the bill (No. 131, Int. No. 131) entitled "An act to amend the General Municipal Law, in relation to the maximum rate of interest on municipal bonds," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution in relation to the Legislature's Washington's Birthday greeting to the President and Congress, with a message that they have concurred in the passage of the same amended by inserting the words "to victory" after the word "War" in the line preceding the last.

Mr. Donohue moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The privileges of the floor were extended to Hon. W. S. Coffey and Hon. F. A. Hopkins.

On motion of Mr. Adler, the House adjourned.

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### FRIDAY, FEBRUARY 22, 1918

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Cowee, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

“An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled ‘An act in relation to the Buffalo Fine Arts Academy and the management thereof,’ in relation to ex officio directors thereof” (No. 515, Rec. No. 30), which was read the first time and referred to the committee on the judiciary.

“An act to revise, amend and consolidate the charter of the village of Watkins” (No. 480, Rec. No. 31), which was read the first time and referred to the committee on affairs of villages.

“An act to confirm a sale and deed to Silas Krom of a certain parcel of real estate in the town of Marbletown, Ulster county, and to release to him all the right, title and interest of the people of the State of New York in and to such parcel” (No. 341, Rec. No. 32), which was read the first time and referred to the committee on ways and means.

“An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation” (No. 321, Rec. No. 33), which was read the first time and referred to the committee on railroads.

Mr. Rosenberg introduced a bill entitled "An act to amend the Labor Law, in relation to attorney's fees to be allowed in certain cases" (Int. No. 704), which was read the first time and referred to the committee on labor and industries.

Mr. Belknap introduced a bill entitled "An act to authorize the board of trustees of the village of Ossining to make a reapportionment and reassessment of the portion of the expense of the sewer system of such village chargeable to the property benefited, and to refund to the persons entitled thereto the amount of any deductions made by such reapportionment and reassessment" (Int. No. 705), which was read the first time and referred to the committee on affairs of villages.

Mr. Donohue introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to papers and books to be preserved and bonds filed in surrogates' courts" (Int. No. 706), which was read the first time and referred to the committee on codes.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to a franchise tax on manufacturing and mercantile corporations" (Int. No. 707), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Cowee introduced a bill entitled "An act to amend the Labor Law, in relation to summer vacation permits" (Int. No. 709), which was read the first time and referred to the committee on labor and industries.

Mr. Machold introduced a bill entitled "An act to amend chapter three hundred and twenty-five of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the preparation of a supplement to the statutory record of the unconsolidated laws, and making an appropriation therefor,' in relation to the time in which said work shall be completed and making an appropriation for additional work in preparation of said supplement" (Int. No. 708), which was read the first time and referred to the committee on ways and means.

Mr. Bewley introduced a bill entitled "An act to amend the Labor Law, in relation to bakeries" (Int. No. 710), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to definitions" (Int. No. 711), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to inspection of scaffolding" (Int. No. 712), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the salary of the counsel to the commission" (Int. No. 713), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the salaries of factory and mercantile inspectors" (Int. No. 714), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the reporting of strikes and lockouts" (Int. No. 715), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to employment certificates" (Int. No. 716), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to mercantile and other establishments" (Int. No. 717), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to hours of labor of minors" (Int. No. 718), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the powers and duties of the commission" (Int. No. 719), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the organization of the bureau of statistics and information" (Int. No. 720), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the use of compressed air in caissons, tunnels and other works, and

laborers employed" (Int. No. 721), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to floor area and required exits, stairways, fire alarm systems and fire drills, smoking and cleanliness in factories" (Int. No. 722), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to one day of rest in seven" (Int. No. 723), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the bureau of industries and immigration" (Int. No. 724), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the expenses of the members of the Industrial Council" (Int. No. 725), which was read the first time and referred to the committee on labor and industries.

Mr. Feigenbaum introduced a bill entitled "An act to amend the General City Law, enabling cities of the first and second class to acquire land by purchase, condemnation, and in other ways; and for the erection of dwellings to be rented to the inhabitants thereof" (Int. No. 726), which was read the first time and referred to the committee on affairs of cities.

Mr. Welsh introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters" (Int. No. 727), which was read the first time and referred to the committee on the judiciary.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to the Constitution, in relation to qualifications for public office" (Int. No. 728), which was read the first time and referred to the committee on the judiciary.

Mr. Bewley introduced a bill entitled "An act to amend the Labor Law, in relation to the inspection of boilers and the storage of explosives, and repealing section two of chapter two hundred and thirty-four of the Laws of nineteen hundred and fifteen, relating thereto" (Int. No. 729), which was read the first time and referred to the committee on labor and industries.



Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Gaffers (No. 564, Int. No. 205), entitled "An act to revise the charter of the city of Watervliet," reported the same with the following recommendations:

On page 23, line 16, after the last word in the line insert " ; except that the common council shall not have the power of audit of bills and accounts and said power shall be vested immediately as hereinafter provided."

On page 79, line 12, strike out "August" and insert "September".

On page 89, line 15, after the word "by" insert "chapter one hundred and thirty-one of the Laws of nineteen hundred and fifteen and".

On page 89, line 16, strike out "fifteen" and insert "sixteen".

On page 89, line 23, after "amended" insert "by chapter one hundred and thirty-one of the Laws of nineteen hundred and fifteen and".

On page 89, line 24, strike out "fifteen" and insert "sixteen".

On page 90, line 4, after the last word insert "chapter one hundred and thirty-one of the Laws of nineteen hundred and fifteen and".

On page 90, line 6, strike out "fifteen" and insert "sixteen".  
which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Greater New York charter, in relation to sales of tax liens." (No. 191, Int. No. 191.)

"An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences." (No. 277, Int. No. 151.)

"An act to amend the charter of the city of Cortland, in relation to the salary of the city assessors." (No. 301, Int. No. 290.)

"An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class." (No. 452, Int. No. 428.)

"An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen." (No. 493, Int. No. 466.)

"An act to amend the Education Law, relative to the retirement of teachers." (No. 586, Int. No. 543.)

"An act to renew the franchise of the ferry from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain." (No. 239, Int. No. 238.)

"An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx." (No. 377, Int. No. 364.)

"An act to provide for attendance of the Legislature at the parade of the National Army from Camp Upton, to be held in New York city on Washington's birthday, February twenty-second, nineteen hundred and eighteen, and making an appropriation therefor." (No. 660, Int. No. 604.)

Mr. Cowee offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 549, Int. No. 510) entitled "An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk free library."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Cowee moved to amend as follows:

On page 3, line 17, beginning at the period, strike out all matter in italics on lines 17, 18, 19, 20, 21, 22 and 23 to the period.

On page 4, line 2, strike out bracket following the word "three" and the word "five"; place bracket after the word "thousand" and insert "forty-five hundred" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Cowee, said bill was ordered reprinted and recommitted to said committee.

Mr. Copeley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of the bill (No. 97, Int. No. 97)

entitled "An act to amend the Agricultural Law, in relation to branding cheese."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Copeley moved to amend as follows:

Page 1, in the title, strike out "branding".

Line 9, after "regulated" insert in italics " ; cheddar and washed-curd cheese".

Page 2, line 8, before the first comma insert a bracket "[".

Line 10, strike out the brackets and italicized matter.

Strike out line 11.

Line 12, strike out "moisture,".

Line 14, after "branding" insert a bracket "]" and the following in italics: "in all styles shall not contain more than forty per centum of moisture, and such cheese containing more than forty per centum of moisture and not exceeding forty-two per centum of moisture shall be branded with the words "Cheddar cheese, excess moisture." If the moisture in such cheese exceeds forty-two per centum the manufacturer shall be liable to a penalty of fifty dollars for the first offense and one hundred dollars for each succeeding offense. Cheese known as washed-curd cheese in all styles shall contain not over forty-two per centum of moisture and all washed-curd cheese containing over forty-two per centum of moisture and up to forty-four per centum of moisture shall be branded with the words "Washed-cheese, excess moisture." If the moisture in washed-curd cheese exceeds forty-four per centum the manufacturer shall be liable to a penalty of fifty dollars for the first offense and one hundred dollars for each succeeding offense. No cheddar cheese or washed-curd cheese which is less than seven days old shall be removed from the factory, and if so removed the manufacturer shall be liable to a penalty of fifty dollars for the first offense and one hundred dollars for each succeeding offense. Branding required by this section".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Copeley, said bill was ordered reprinted and recommitted to said committee.

Mr. Kasson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 506, Int. No. 479)

entitled "An act to amend the General Business Law, in relation to public exhibitions and entertainments for charitable or patriotic purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Kasson moved to amend as follows:

Page 2, line 12, insert after the period at the end thereof in italics "Such bureau, or other licensing authority above provided, may refuse for cause to issue such license in any case."

Line 15, strike out "official or board" and insert in italics "bureau or officer".

Line 20, strike out "such board or official" and insert in italics "the head of such bureau or such officer. All such petitions and statements shall be public records, and any such municipality may provide for the publication of brief summaries thereof."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Kasson, said bill was ordered reprinted and recommitted to said committee.

Mr. H. L. Ames offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 588, Int. No. 545) entitled "An act to amend the Penal Law, in relation to pool and billiard playing and bowling in incorporated villages and towns."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. H. L. Ames moved to amend as follows:

On page 1, line 2 of title, strike out the words "and bowling".

On page 1, line 4, insert after the word "pool" in italics the word "and" in italics, and strike out the words "or bowling".

On page 1, line 9, insert after the word "pool" in italics the word "and" in italics, and strike out the words "or bowling".

On page 2, line 8, insert after the word "pool" in italics the word "and" in italics, and strike out the words "or bowling".

On page 2, line 12, insert after the word "pool" in italics the word "and" in italics, and strike out the words "or bowling".

On page 2, lines 20 and 21, insert after the word "pool" in

italics the word "and" in italics, and strike out the words "or bowling".

On page 3, lines 3 and 4, insert after the word "pool" in italics the word "and" in italics, and strike out the words "or bowling".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. H. L. Ames, said bill was ordered reprinted and recommitted to said committee.

The Senate returned the bill (No. 608, Int. No. 352) entitled "An act in relation to changing the title of 'acting superintendent of the poor' of Rensselaer county, to 'county superintendent of the poor,'" with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Cowee, the House adjourned.

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## MONDAY, FEBRUARY 25, 1918

The House met pursuant to adjournment.

Prayer by Rev. Milton G. Buck, Whitesboro.

On motion of Mr. Adler, the reading of the journal of Friday, February 22d, was dispensed with and the same was approved.

Mr. Speaker presented the report of the Trustees of the Cooper Union for the Advancement of Science and Art, which was laid upon the table and ordered printed.

(See Document.)

Also, the Seventeenth Annual Report of the New York State Hospital for the Care of Crippled and Deformed Children, which was laid upon the table and ordered printed.

(See Document.)

Also, the Seventeenth Annual Report of the New York State Reformatory for Women at Bedford Hills, N. Y., which was laid upon the table and ordered printed.

(See Document.)

Also, the Sixty-seventh Annual Report of the Syracuse State Institution for Feeble-Minded Children, which was laid upon the table and ordered printed.

(See Document.)

Also, the Thirty-fourth Annual Report of the Commissioners of the State Reservation, Niagara Falls, N. Y., which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the following communications:

TWENTY-THIRD ASSEMBLY DISTRICT REGULAR DEMOCRATIC  
CLUB, INC.

JAMES M. POWER,  
*Executive Member,*  
1120 Herkimer Street.

BROOKLYN, N. Y., *February 25, 1918*

*Members of the Assembly of the State of New York:*

Whereas, There was introduced in the Assembly of this State a resolution (presented by Assemblyman Link) providing that the thanks and gratitude of the Assembly be extended to the young men of New York State now serving their country across the sea, and in our own land; and,

Whereas, Such resolution represented in a full sense the sentiment of this organization; and,

Whereas, That on the vote for such resolution, the Socialist members of the Assembly voted against such resolution; and,

Whereas, Among such Socialist members was the Assemblyman representing this district; therefore, be it by this organization firmly

Resolved, That we, the Twenty-third Assembly District Regular Democratic Organization, Inc., in regular meeting assembled, do by the adoption of this resolution denounce and renounce the cowardly action of such Socialist members, that by such action they have insulted the true spirit of Americanism existing in the membership of this organization, and we absolutely renounce the representation in the Assembly from this district; and further be it

Resolved, That this organization go on record as being in full and complete accord with our government in its prosecution of the war to the end that when the victory that is due us, is ours, we shall be in a position to legitimately enforce proper American citizenship upon all and at the same time to weed out from amongst us this stinkwood of Socialism that is fast becoming a menace to the welfare of our beloved country, and be it further

Resolved, That this organization respectfully suggests that the Assembly take action on the right of such men to hold the office of Assemblymen through the fact that their actions and speech are both unpatriotic and un-American and is a blot on the escutcheon of our fair State; and be it further

Resolved, That we extend our heartfelt praise to Assemblyman Link and that a copy of these resolutions be forwarded to him and to the Speaker of the Assembly.

NICHOLAS HICKEY,  
*President.*

AMERICAN ANTI-SOCIALIST LEAGUE, INC.  
Crescent Hall, Sixth Avenue and Ninth Street,  
Brooklyn, N. Y.

Russell J. Dunn, Founder.

*February 23, 1918.*

*To the Members of the Assembly of the State of New York:*

Whereas, The Socialist party of the United States has declared its unalterable opposition to the government of our country in the conduct of its affairs, and more particularly has voiced its disapproval of the war in which we are engaged; and,

Whereas, The said Socialist party has, through all its channels of publicity, endeavored to impede the war policies of the government and to instil its unpatriotic doctrines in the minds of the American people; and,

Whereas, The members of the Socialist party have refused to buy Liberty Bonds and have conspired against the Selective Draft Law; and,

Whereas, The Socialistic press of the country has advocated sedition to such an extent that many socialistic publications have been forbidden the use of the United States mails; and,

Whereas, Such members of the Socialist party who hold office in our State and National Legislatures have voted against the war and against every measure of the government calculated to aid the effective prosecution of the war; and,

Whereas, Such unpatriotic conduct on the part of the Socialist party and its members is not caused by an honest desire for peace and is not caused by an accidental anti-Americanism on the part of any individual socialists, but is caused by the fact that anti-patriotism is a fundamental teaching of socialism and has been taught by the socialist party since its inception; now, therefore, be it

Resolved, That we, the members of the American Anti-Socialist League, Inc., of Brooklyn, New York, wish to express to the members of the Assembly of the State of New York, wherein in times past only true and loyal citizens of our State and country have sat with honor and dignity, our condemnation of those Socialist Assemblymen who refused to rise upon a motion of



Assemblyman Albert Link of Brooklyn to give a rising vote of thanks to our boys in uniform, who have left homes, opportunities and all they hold near and dear to fight to "make the world safe for democracy," and to enable our country to continue the policy that enabled it to hold out a hand of welcome to those same five Assemblymen and their constituents, or their immediate ancestors who came to this country to partake of the educational and other advantages which they never could have enjoyed in the land of their birth, and we wish to take this opportunity of expressing our approval of the patriotic indignation of Assemblyman Albert Link in his just denunciation of those five unpatriotic Assemblymen, and to also express our unqualified disapproval and condemnation of the entire Socialist party in its unpatriotic attitude towards the policies of the United States government and to express our opinion that it is high time that some official action be taken to offset the encouragement which our enemies receive from the endeavors of the Socialists to disrupt the unity of the American people and to destroy their confidence in the war policies of our government.

Respectfully submitted, American Anti-Socialist League, Inc.

by JAMES L. MACCARTHY, *President*.

FRANCIS X. McLAUGHLIN, *Secretary*.

*Members of Assembly of the State of New York:*

Gentlemen.—Thank God there was a man in the Assembly Chamber Monday night who had the red, white and blue courage to vision the evil of the five Bolsheviki who would, if they could, reduce our political and social condition to a Russian state of Socialistic hydrophobia. The five Bolsheviki have yet to learn that America is not a Russian peasant nation drunk with the first draught of freedom. They have yet to learn that liberty does not mean undisturbed anarchy. They have yet to learn that democracy does not mean the sale of a nation to the hell-belched Hun. These men bear the same relation to our soldiers that paralysis bears to good health. Albert Link gets my vote as long as I live.

Sincerely yours,

LOUIS HARRISON.

Mr. D. H. Ames introduced a bill entitled "An act in relation to the paving of certain streets in the village of Ellicottville and to the payment of the share of the village of the cost of such paving" (Int. No. 730), which was read the first time and referred to the committee on affairs of villages.

Mr. Everett introduced a bill entitled "An act to amend the Election Law, generally" (Int. No. 731), which was read the first time and referred to the committee on the judiciary.

Mr. Lown introduced a bill entitled "An act to amend the Real Property Law, in relation to the sale, lease or mortgage of real property under certain conditions" (Int. No. 732), which was read the first time and referred to the committee on the judiciary.

Mr. Burtnett introduced a bill entitled "An act to amend chapter three hundred and seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for the police pension fund for the police force of the city of Mount Vernon,' generally" (Int. No. 733), which was read the first time and referred to the committee on affairs of cities.

Mr. Brink introduced a bill entitled "An act to amend chapter one hundred and three of the Laws of nineteen hundred and six, entitled 'An act to make the office of county clerk of Ulster county a salaried office and regulating the management of said office,' in relation to salaries of index and docket clerk and recording clerks" (Int. No. 734), which was read the first time and referred to the committee on internal affairs.

Mr. Witter introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article one of the Constitution, in relation to the drainage of land for agricultural purposes, and the taking of property therefor" (Int. No. 735), which was read the first time and referred to the committee on the judiciary.

Mr. G. T. Davis introduced a bill entitled "An act making an appropriation for the State's share of the expense of paving East Whitesboro street, adjoining the Erie canal, in the city of Rome" (Int. No. 736), which was read the first time and referred to the committee on ways and means.

Mr. Showers introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to employees in lumbering operations" (Int. No. 737), which was read the first time and referred to the committee on the judiciary.

Mr. Klingmann introduced a bill entitled "An act to amend the Greater New York charter, in relation to the support of the day nurseries within the county of Kings" (Int. No. 738), which

was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to pensions for members of the police force" (Int. No. 739), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the salaries of patrolmen" (Int. No. 740), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to assessment of wild or forest lands of the State" (Int. No. 741), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the amount of damages suffered by reason of change of grade of highways or streets caused by changing the bridges and approaches thereto over the canal pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, in connection with the improvement of the Erie, Champlain and Oswego canals, and to chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, in connection with furnishing proper terminals and facilities for Barge canal traffic" (Int. No. 742), which was read the first time and referred to the committee on claims,

Mr. McNab introduced a bill entitled "An act to amend chapter one hundred and eighty-two of the Laws of nineteen hundred and seven, entitled 'An act to establish a permanent firemen pension fund for the city of Schenectady, New York,' in relation to the composition of such fund" (Int. No. 743), which was read the first time and referred to the committee on affairs of cities.

Mr. Williams introduced a bill entitled "An act in relation to extending the boundaries of the city of Utica by annexing thereto part of the village of Yorkville in the town of Whitestown" (Int. No. 744), which was read the first time and referred to the committee on affairs of cities.

Mr. Talmage introduced a bill entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen

hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' in relation to elimination of the office and jurisdiction of the police justice" (Int. No. 745), which was read the first time and referred to the committee on internal affairs.

Mr. Welsh introduced a bill entitled "An act to amend the Highway Law, in relation to operators' licenses, and making an appropriation for expenses in connection with such licenses" (Int. No. 746), which was read the first time and referred to the committee on ways and means.

Mr. Seelye introduced a bill entitled "An act to amend the Legislative Law, in relation to certification of proceeding" (Int. No. 747), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act to amend the Judiciary Law, in relation to the publication of the Session Laws and court reports" (Int. No. 748), which was read the first time and referred to the committee on the judiciary.

Also, by request, "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown'" (Int. No. 749), which was read the first time and referred to the committee on affairs of cities.

Also, "An act making appropriations for the contributions of the State for the repair and improvement of town highways in accordance with the requirements of section one hundred and one of the Highway Law, and chapter one hundred and thirty-seven of the Laws of nineteen hundred and eleven, and the repair and improvement of highways and bridges on Indian reservations in accordance with section one hundred and fifty-nine of the Highway Law" (Int. No. 750), which was read the first time and referred to the committee on ways and means.

Mr. H. L. Ames introduced a bill entitled "An act to amend the charter of the city of Jamestown, in relation to the election held on the last Tuesday in March in each year for the election

of city officers" (Int. No. 751), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to authorize and validate an assessment against lands abutting on a portion of Buffalo street in the city of Jamestown, and against the owners of such lands, of the proportionate amount of the cost of the pavement heretofore constructed on such street, and authorizing the city of Jamestown to issue its bond or bonds and paving certificates to cover the cost of such pavement" (Int. No. 752), which was read the first time and referred to the committee on affairs of cities.

Mr. Malone introduced a bill entitled "An act to amend the Penal Law, in relation to obtaining money by fraudulent check, draft or order" (Int. No. 755), which was read the first time and referred to the committee on codes.

Mr. E. O. Davies introduced a bill entitled "An act to abolish the town of Wilmurt in the county of Herkimer and to provide for the annexation of its territory to the adjacent towns of Webb and Ohio" (Int. No. 753), which was read the first time and referred to the committee on internal affairs.

Mr. A. Taylor introduced a bill entitled "An act to amend the Highway Law, in relation to indemnity bonds of owners of motor vehicles" (Int. No. 754), which was read the first time and referred to the committee on internal affairs.

Mr. D. H. Ames introduced a bill entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin, Chautauqua and Cattaraugus counties" (Int. No. 756), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bourke introduced a bill entitled "An act to amend the Judiciary Law, in relation to clerks to justices of Supreme Court in the first judicial district" (Int. No. 757), which was read the first time and referred to the committee on the judiciary.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. McGinnies (No. 197, Int. No. 197), entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Fallon, Johnson, E. A., Smith, E. A., Whitehorn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Donohue (No. 512, Int. No. 485), entitled "An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York," reported in favor of the passage of the same, with the following amendment:

Page 1, line 4, place brackets about the word "must" and insert in place thereof the word "may" in italics.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Fallon, Johnson, E. A., Smith, E. A., Whitehorn.

which report was agreed to, and said bills ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Parsons (No. 444, Int. No. 420), entitled "An act to amend the Code of Civil Procedure, in relation to costs in justice's court," reported in favor of the passage of the same, with the following amendments:

Page 1, line 10, after the word "default" strike out the comma and insert "in pleading" in italics.

Page 1, line 10, after the word "recovery" insert "where issue has been joined" in italics.

Page 2, line 3, after the word "the" strike out the word "plaintiff" and insert in place thereof the words "prevailing party" in italics.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Fallon, Johnson, E. A., Smith, E. A., Whitehorn.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Seaker, from the committee on railroads, to which was referred Senate bill introduced by Mr. Weeks (No. 321, Rec. No. 33), entitled "An act to extend the time of the Rome and Osceola

Railroad Company to complete the construction of its road and put it in operation," reported in favor of the passage of the same, with the following amendment:

Page 1, line 4, after the word "the" strike out the word "first" and insert "sixth" and instead of "April" put "March".

Those who voted in the affirmative were: Messrs. Seaker, Mead, O. L., Dobson, Bloomfield, Donohoe, Caulfield, Brownlee, Graham. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission." (No. 374, Int. No. 361.)

"An act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home." (No. 333, Int. No. 322.)

"An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation." (No. 453, Int. No. 429.)

Mr. D. H. Ames offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 435, Int. No. 411) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. D. H. Ames moved to amend as follows:

On page 5, line 4, strike out the following: "[, in a separate court]".

On page 6, lines 10 and 11, strike out the words "[January first, nineteen hundred and nineteen]" and insert the word "immediately" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.



On motion of Mr. D. H. Ames, said bill was ordered reprinted and recommitted to said committee.

Mr. E. A. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 606, Int. No. 563) entitled "An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement resort, refreshments and education, and providing penalty for violation thereof."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. E. A. Johnson moved to amend as follows:

Page 2, line 1, strike out all of line after the word "of", and strike out all of lines 2 to 24, inclusive.

Page 2, line 25, strike out all of line up to and including the bracket before the word "any" and strike out the bracket following the word "any".

Page 3, line 1, strike out the brackets preceding and following the words "resort or amusement,".

Page 3, line 4, strike out the brackets before and after the word "such" and all of line after the word "place".

Page 3, line 5, strike out all of line up to and including the word "education".

Page 3, line 11, strike out all of line after the word "place".

Page 3, line 12, strike out all of line up to and including the word "education".

Page 3, line 22, strike out the bracket before the word "A".

Page 3, line 24, insert a bracket before the word "any".

Page 4, line 3, after the bracket and before the word "Nothing" insert in italics the following: "inns, taverns, road houses, hotels, whether conducted for the entertainment of transient guests or for the accommodation of those seeking health, recreation or rest, or restaurants, or eating houses, or any place where food is sold for consumption on the premises, buffets, saloons, barrooms, or any store, park or inclosure where spirituous or malt liquors are sold, ice cream parlors, confectioneries, soda fountains, and all stores where ice cream, ice and fruit preparations or their derivatives, or where beverages of any kind are retailed for consumption on the premises; drug stores, dispensaries, clinics, hospitals, bath-houses, barber shops, theatres, motion picture houses, airdomes,

roof gardens, music halls, race courses, skating rinks, amusement and recreation parks, fairs, bowling alleys, gymnasiums, shooting galleries, billiard and pool parlors, public libraries, kindergartens, primary and secondary schools, high schools, academies, colleges, and universities, extension course, and all educational institutions under the supervision of the Regents of the State of New York; garages, and all public conveyances operated on land or water, as well as the stations and terminals thereof."

Page 4, line 5, strike out the words "The word" at end of line.

Page 4, strike out all of lines 6 and 7.

Page 4, line 21, strike out all of line after the period following the word "imprisonment" and all of lines 22 to 25, inclusive.

Page 5, strike out all of lines 1 to 6, inclusive.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. E. A. Johnson, said bill was ordered reprinted and recommitted to said committee.

Mr. Wiltsie offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of Assembly bill (No. 516, Int. No. 489) entitled "An act in relation to the employment of children over the age of twelve years in agricultural pursuits connected with the home farm or garden and relieving children so employed from school attendance," and that said bill be referred to the committee on public education.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Coles offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill (No. 760, Int. No. 686) entitled "An act to amend the Real Property Law, in relation to registering title to real property," and that said bill be referred to the committee on general laws.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 25, 1918.*

Resolved (if the Assembly concur), That a respectful message be sent to the mayor of the city of New York, requesting the return of the Senate bill (No. 445, Rec. No. 28) entitled "An act to amend the Greater New York charter, in relation to payment of cost of public improvements," for the purpose of amendment.

By order of the Senate,

ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 25, 1918.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of the Senate bill (No. 18, Rec. No. 24) entitled "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof," for the purpose of amendment.

By order of the Senate,

ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 289, Int. No. 278) entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers," having been announced,

Mr. J. M. Mead moved to amend as follows:

Page 1, strike out lines 1 to 11, inclusive.

Page 2, strike out lines 1 to 16, inclusive, and insert

“Section 1. Subdivision eight of section four of chapter fifty-eight of the Laws of nineteen hundred and nine, entitled ‘An act in relation to State finance, constituting chapter fifty-six of the Consolidated Laws,’ as amended by chapter two hundred and five of the Laws of nineteen hundred and fourteen, chapter four hundred and fifteen of the Laws of nineteen hundred and fifteen and chapter one hundred and thirty-six of the Laws of nineteen hundred and seventeen, is hereby amended to read as follows:

“8. Supervise the administration of all the funds paid into any court of record, or ordered to be so paid by a judgment, order or decree of any such court of record. He shall have power and authority to institute proceedings to enforce obedience to the judgments, orders or decrees of the said courts for the deposit of moneys and securities into court, and prescribe regulations and rules for the care and disposition thereof, which shall be observed by all parties interested therein, unless the court having jurisdiction over the same [...] shall make different directions, by special order duly entered in accordance with section seven hundred and forty-seven of the Code of Civil Procedure; and the Comptroller may at any time require any county clerk or clerk of any court of record [,] to file with any county treasurer an officially certified copy of any record, document or paper, or extracts therefrom, which he may deem necessary for the use of said county treasurer in the administration of such funds.

“The Comptroller shall not designate as a depository of funds or moneys paid into court any trust company, bank, banking association or banker, unless it shall pay a fair rate of interest on deposits thereof, and before making any deposit in any such depository of funds or moneys paid into court, the Comptroller shall require such depository to execute to the people of the State an undertaking in such form as the Attorney-General shall prescribe, and in an amount approved by the county judge of the county where such trust company, bank, banking association or banker is located, and by the Comptroller. Such undertaking shall be filed in the office of the Comptroller and shall be secured by a deposit of bonds as provided in section eight of this article, or, in lieu of such undertaking and deposit of securities, the Comptroller may require such depository to execute to the people of the State of New York an undertaking, with a surety company authorized to transact business in the State of New York as surety, in such form as the Attorney-General shall prescribe, and in an amount approved by the county judge of the county where such trust company, bank, banking association or banker is located, and by the Comptroller.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 671, Int. No. 184) entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 613, Int. No. 567) entitled "An act to amend the Tax Law, in relation to exemptions in certain counties," having been announced for a second reading,

On motion of Mr. Blakely, said bill was recommitted to the committee on taxation and retrenchment, retaining its place on the order of second reading.

The bill (No. 531, Int. No. 148) entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war," was read the second time.

On motion of Mr. Burke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 300, Int. No. 289) entitled "An act to amend the Banking Law, in relation to reserves of banks and trust companies," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 507, Int. No. 480) entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 137, Rec. No. 19) entitled "An act making an appropriation for payment of costs of construction, advertising, engineering and miscellaneous expenses incurred and to be incurred in connection with the completion of the improvement of the Cayuga and Seneca canals," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading.

The bill (No. 129, Int. No. 129) entitled "An act to amend

the County Law, in relation to compensation of supervisors," having been announced for a second reading,

On motion of Mr. D. H. Ames, said bill was recommitted to the committee on internal affairs, retaining its place on the order of second reading.

The bill (No. 208, Int. No. 207) entitled "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns," having been announced,

Mr. D. H. Ames moved to amend as follows:

On page 1, line 9, insert in italics after the words "steam rollers," in italics, the following: "motor trucks, scarifiers, concrete mixers".

On page 1, line 10, strike out words "motor trucks".

On page 2, line 4, insert in italics, after the words "steam rollers," in italics, the following: "motor trucks, scarifiers, concrete mixers", and strike out the brackets around the word "or".

On page 2, lines 4 and 5, strike out the words "or motor trucks".

On page 2, line 8, insert in italics after the words "Motor Trucks," the following: "scarifiers, concrete mixers or traction engines".

On page 3, line 7, insert in italics after the words "steam roller," in italics, the following: "Motor truck, scarifier, concrete mixer", and strike out the brackets around the word "or".

On page 3, line 8, strike out the words "or motor trucks".

On page 3, line 15, insert in italics after the words "steam rollers," in italics the following: "motor trucks, scarifiers, concrete mixers and".

On page 3, line 16, strike out the words "and motor trucks".

On page 3, line 19, insert in italics after the words "traction engine," in italics, the following: "scarifier or concrete mixer".

On page 3, line 20, insert in italics after the words "steam rollers," in italics, the following: "motor truck, scarifier, concrete mixer" and strike out the brackets around "or".

On page 3, line 20, strike out the words "or motor truck".

On page 4, line 3, insert in italics after the words "steam rollers," in italics, the following: "motor trucks, scarifiers, concrete mixers", and strike out the brackets around the word "or".

On page 4, line 4, strike out the words "or motor trucks".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 396, Int. No. 377) entitled "An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 366, Int. No. 353) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor," was read the second time.

On motion of Mr. E. O. Davies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 486, Int. No. 459) entitled "An act to amend chapter three hundred and six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and Saint Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida," was read the second time.

On motion of Mr. G. T. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 487, Int. No. 460) entitled "An act in relation to State scholarships in Cornell University, held by persons in the military or naval service of the United States," was read the second time.

On motion of Mr. G. T. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 354, Int. No. 341), entitled "An act to amend the County Law, in relation to fire districts outside of incorporated villages," was read the second time.

On motion of Mr. Donohoe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 562, Int. No. 409) entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction," was read the second time.



On motion of Mr. Hager, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 429, Int. No. 410) entitled "An act making appropriations for the maintenance and repair of improved State and county highways," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 443, Int. No. 419) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor," having been announced,

Mr. Donohue moved to recommit said bill to the committee on claims.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. McNab, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 347, Int. No. 336) entitled "An act to amend the Town Law, in relation to assessments for public improvements," having been announced for a second reading,

On motion of Mr. J. M. Mead, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 597, Int. No. 554) entitled "An act for the relief of the town of Cairo, in the county of Greene," was read the second time.

On motion of Mr. Showers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 479, Int. No. 452) entitled "An act to amend the Town Law, in relation to fire protection," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 601, Int. No. 558) entitled "An act to amend the Agricultural Law, in relation to milk and milk products," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 509, Int. No. 482) entitled "An act making an appropriation for the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 510, Int. No. 483) entitled "An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. E. C. Davis offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 481, Rec. No. 26) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. E. C. Davis, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. E. C. Davis, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 11

Those who voted in the affirmative were:

Adler	Curley	Jenks	McWhinney	Slacer
Allen	Davies A E	Johnson E A	Mead C L	Smith H W
Alvord	Davies E O	Johnson L W	Meyer	Snyder
Ames D H	Davis E C	Judson	Miller N J	Soule
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Bewley	Duke	Kiernan	Nesbitt	Thayer
Blakely	Ellenbogen	Lattin	Orr	Trahan
Bloomfield	Everett	Leininger	Parsons	Tuckerman
Bourke	Feigenbaum	Link	Peck	Tyler
Brackley	Fenner	Lord	Pierce	Voorhees
Braun	Franchot	Lown	Prangen	Waldman
Brink	Gaffers	Machold	Pratt	Wells F A
Brownlee	Gage	Malone	Quackenbush	Wells L H
Brush	Gardner	McArdle	Richford	Welsh
Burnett	Garfinkel	McCue	Rosenberg	Wheelock
Caulfield	Gaylord	McElligott	Rowe	Whitcomb
Cheney	Gitlow	McGarry	Seaker	Whitehorn
Claessens	Graham	McGinnies	Seelye	Williams
Coles	Hager	McKee	Seesselberg	Wiltie
Copeley	Hamill	McKeon	Shannon	Witter
Cowee	Harris	McLaughlin	Shiplacoff	Youker
Crane	Havican	McNab	Showers	Zimmerman
Crowley				

Those who voted in the negative were:

Belknap	Farrell	McDonald	Smith E A	Twomey
Bloch	Flynn	Mead J M	Sutherland	Winter
Donohue				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 523, Int. No. 333) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used for the extension of the water system in said city," having been announced for a third reading,

On motion of Mr. E. C. Davis, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of Senate bill (No. 69, Rec. No. 21) entitled "An act to amend the Village Law, in relation to the treasurer."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 137, Int. No. 137) entitled "An act to amend the Village Law, in relation to the time of filing report of village treasurer," having been announced for a third reading,

On motion of Mr. McWhinney, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 65, Int. No. 65) entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," having been announced,

Mr. Gardner moved that said bill be recommitted to the committee on ways and means, with instructions to report the same forthwith amended as follows:

On page 2, line 4, strike out minus sign and insert plus sign.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Machold, from the committee on ways and means, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. E. C. Davis offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 482, Rec. No. 25) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. E. C. Davis, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. E. C. Davis, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 11

Those who voted in the affirmative were:

Adler	Curley	Jenks	McWhinney	Slacer
Allen	Davies A E	Johnson E A	Mead C L	Smith H W
Alvord	Davies E O	Johnson L W	Meyer	Snyder
Ames D H	Davis E C	Judson	Miller N J	Soule
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Bewley	Duke	Kiernan	Nesbitt	Thayer
Blakely	Ellenbogen	Lattin	Orr	Trahan
Bloomfield	Everett	Leininger	Parsons	Tuckerman
Bourke	Feigenbaum	Link	Peck	Tyler
Brackley	Fenner	Lord	Pierce	Voorhees
Braun	Franchot	Lown	Prangen	Waldman
Brink	Gaffers	Machold	Pratt	Wells F A
Brownlee	Gage	Malone	Quackenbush	Wells L H
Brush	Gardner	McArdle	Richford	Welsh
Burtnett	Garfinkel	McCue	Rosenberg	Wheelock
Caulfield	Gaylord	McElligott	Rowe	Whitcomb
Cheney	Gitlow	McGarry	Seaker	Whitehorn
Claessens	Graham	McGinnies	Seelye	Williams
Coles	Hager	McKee	Seesselberg	Wiltzie
Copeley	Hamill	McKeon	Shannon	Witter
Cowee	Harris	McLaughlin	Shiplacoff	Youker
Crane	Havican	McNab	Showers	Zimmerman
Crowley				

Those who voted in the negative were:

Belknap	Farrell	McDonald	Smith E A	Twomey
Bloch	Flynn	Mead J M	Sutherland	Winter
Donohue				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 524, Int: No. 301) entitled "An act to authorize the city of Amsterdam to issue bonds and to provide for the payment of the same, the proceeds thereof to be used to acquire the necessary land, for the construction and equipment of a firehouse, for the installation of a police telegraph and telephone system and for other improvements in the department of public safety," having been announced for a third reading,

On motion of Mr. E. C. Davis, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of Senate bill (No. 272, Rec. No.

22) entitled "An act to amend the Village Law, in relation to contracting for fire protection."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. McWhinney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 335, Int. No. 324) entitled "An act to amend



the Village Law, in relation to contracting for fire protection," having been announced for a third reading,

On motion of Mr. McWhinney, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 560, Int. No. 200) entitled "An act to revise, amend and consolidate the charter of the village of Watkins," having been announced,

Mr. Whitehorn moved to amend as follows:

Page 4, line 10, strike out the word "Every" and the whole of lines 11, 12, and 13 to the end of the paragraph, and on page 43 strike out the entire section 75.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, Mr. Graham offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of Senate bill (No. 480, Rec. No. 31) entitled "An act to revise, amend and consolidate the charter of the village of Watkins."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Graham, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Graham, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 94

NOES 27

Those who voted in the affirmative were:

Adler	Davies A E	Johnson E A	Meyer	Soule
Allen	Davies E O	Johnson L W	Miller N J	Tallett
Alvord	Davis E C	Judson	Mitchell	Talmage
Ames D H	Davis G T	Kasson	Murphy	Taylor A
Ames H L	Dobson	Kenyon	Nesbit	Thayer

Amos	Duke	Kiernan	Parsons	Trahan
Bates	Ellenbogen	Lattin	Peck	Tuckerman
Blakely	Everett	Leininger	Pierce	Tyler
Bloomfield	Fenner	Lord	Prangen	Voorhees
Bourke	Fitzgerald	Lown	Pratt	Wells F A
Brink	Franchot	Machold	Quackenbush	Welsh
Brownlee	Gaffers	Malone	Richford	Whitcomb
Burtnett	Gage	McCue	Rowe	Williams
Cheney	Gardner	McElligott	Seaker	Wiltsie
Coles	Gaylord	McGarry	Seelye	Winter
Copeley	Graham	McGinnies	Showers	Witter
Cowee	Hager	McNab	Smith E A	Youker
Crane	Harris	McWhinney	Smith H W	Zimmerman
Crowley	Jenks	Mead C L	Snyder	

Those who voted in the negative were:

Belknap	Donohue	Karlin	McLaughlin	Shannon
Bloch	Feigenbaum	Link	Mead J M	Shiplacoff
Braun	Flynn	McArdle	Morris	Twomey
Claessens	Garfinkel	McDonald	Orr	Waldman
Curley	Gitlow	McKee	Rosenberg	Whitehorn
Donnelly	Hamill			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Graham, Assembly bill (No. 560, Int. No. 200) entitled "An act to revise, amend and consolidate the charter of the village of Watkins" was laid aside, and ordered stricken from the calendar.

The bill (No. 358, Int. No. 345) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," having been announced,

Mr. Donohue moved that said bill be recommitted to the committee on war, with instructions to report the same forthwith amended as follows:

Change the period after word "profit" on line 22 to comma and add in italics as new matter "provided that any such rule shall not conflict with any rule or ruling of a competent Federal authority on the same subject".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kenyon, from the committee on war, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 331, Int. No. 320) entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A

Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 74, Int. No. 74) entitled "An act to enable the owners or mortgagees of lands in the city or town of Dunkirk, county of Chautauqua and State of New York, to redeem the same from the tax sales heretofore made, at which sales the State of New York has become the purchaser," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie

Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 249, Int. No. 56) entitled "An act to amend the General Municipal Law, in relation to disposition of proceeds of bonds of second class cities," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 1

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Duke	Kiernan	Nesbitt	Thayer
Bewley	Ellenbogen	Lattin	Orr	Trahan
Blakely	Everett	Leininger	Parsons	Tuckerman
Bloch	Farrell	Link	Peck	Twomey
Bloomfield	Feigenbaum	Lord	Pierce	Tyler
Bourke	Fenner	Lown	Prangen	Voorhees
Brackley	Flynn	Machold	Pratt	Waldman
Braun	Franchot	Malone	Quackenbush	Wells F A
Brink	Gaffers	McArdle	Richford	Wells L H
Brownlee	Gage	McCue	Rosenberg	Welsh
Brush	Gardner	McDonald	Rowe	Wheelock
Burtnett	Garfinkel	McElligott	Seaker	Whitcomb
Caulfield	Gaylord	McGarry	Seelye	Whitehorn
Cheney	Gitlow	McGinnies	Seesselberg	Williams
Claessens	Graham	McKee	Shannon	Wiltzie
Coles	Hager	McKeon	Shiplacoff	Winter
Copeley	Hamill	McLaughlin	Showers	Witter
Cowee	Harris	McNab	Slacer	Youker
Crane	Havican	McWhinney	Smith E A	Zimmerman
Crowley				

In the negative:

Donohue

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 450, Int. No. 426) entitled "An act for the relief of the towns in the county of Franklin," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Amos D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 282, Rec. No. 8) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the time of election and laying out election districts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 221, Rec. No. 6) entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman," having been announced for a third reading,

On motion of Mr. Zimmerman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 24, Rec. No. 11) entitled "An act to amend the charter of the city of Buffalo, in relation to the department of finance and accounts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 666, Int. No. 367) entitled "An act to amend chapter five of the Laws of nineteen hundred and seventeen, entitled 'An act creating the office of county auditor in the county of Onondaga, and prescribing the powers and duties of the auditor,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 216, Int. No. 215) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett

Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Loining	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 662, Int. No. 113) entitled "An act to amend the Military Law, in relation to compensation of employees in armories," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Loining	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A

Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield ;	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 27, Int. No. 27) entitled "An act to amend the County Law, in relation to the compensation of supervisors," having been announced for a third reading,

On motion of Mr. Brink, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday, March 4th.

The bill (No. 515, Int. No. 488) entitled "An act to authorize the town board of Ava, in the county of Oneida, to convey certain cemetery property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A

Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 251, Int. No. 246) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Caulfield	Gardner	McElligott	Seaker	Whitcomb
Burtnett	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 664, Int. No. 394) entitled "An act to amend the State Printing Law, in relation to proposals for legislative and department printing," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 89

NOES 34

Those who voted in the affirmative were:

Adler	Copeley	Gaylord	Mead C L	Tallett
Allen	Cowee	Graham	Meyer	Talmage
Alvord	Crane	Hager	Miller N J	Taylor A
Ames D H	Crowley	Harris	Mitchell	Thayer
Ames H L	Davies A E	Jenks	Murphy	Trahan
Amos	Davies E O	Johnson E A	Neshitt	Tyler
Bates	Davis E C	Johnson L W	Peck	Voorhees
Bewley	Davis G T	Kasson	Pierce	Wells F A
Blakely	Dobson	Kenyon	Prangen	Wells L H
Bloomfield	Donohoe	Kiernan	Pratt	Welsh
Bourke	Duke	Lattin	Quackenbush	Wheelock
Brink	Ellenbogen	Lord	Richford	Whitcomb
Brownlee	Everett	Lown	Rowe	Williams
Brush	Fenner	Machold	Seaker	Wiltzie
Burnett	Franchot	McCue	Seelye	Witter
Caulfield	Gaffers	McGinnies	Showers	Youker
Cheney	Gage	McNab	Slacer	Zimmerman
Coles	Gardner	McWhinney	Soule	

Those who voted in the negative were:

Belknap	Feigenbaum	McArdle	Orr	Snyder
Bloch	Flynn	McDonald	Parsons	Sutherland
Brackley	Garfinkel	McElligott	Rosenberg	Tuckerman
Braun	Gitlow	McKee	Shannon	Waldman
Claessens	Havican	McLaughlin	Shiplacoff	Whitehorn
Curley	Karlin	Mead J M	Smith E A	Winter
Donohue	Link	Morris	Smith H W	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 663, Int. No. 343) entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Franklin county," was read the third time, having been printed



and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 665, Int. No. 355) entitled "An act to amend the Education Law, in relation to district superintendents," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 667, Int. No. 317) entitled "An act to amend the Conservation Law, in relation to the manner of taking wild fowl," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett

Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 260, Int. No. 255) entitled "An act to amend chapter four hundred and sixty-five of the Laws of nineteen hundred and ten, entitled 'An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor,' in relation to county appropriations for maintenance," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer

Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltzie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A message was received from the Senate, in the words following:

IN SENATE, *February 25, 1918.*

Pursuant to concurrent resolution of the Senate and Assembly, the mayor of the city of New York returned the Senate bill (No. 445, Reprint No. 657, Rec. No. 28) entitled "An act to amend the Greater New York charter, in relation to payment of cost of public improvements."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Farrenkopf, and by unanimous consent, the same was amended as follows:

Page 4, line 13, strike out the word "of" and insert the word "or".

Said bill, as amended, was reprinted, reengrossed, and having been on the desks of the members three legislative days was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

Said bill having been announced, Mr. Leininger moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, ALBANY  
*To the Legislature:*

On February twentieth, Senate bill, Int. No. 411, Printed No. 445, was reported to the Senate by the committee on the city of New York and passed; on February twenty-first the bill passed the Assembly; and on February twenty-second it was transmitted to the mayor. I am informed that the bill passed both Houses unanimously, no objection being made.

It appears that in line thirteen of page four of the printed bill, the last word of the line should be "or" instead of "of". I am also informed that the corporation counsel of the city of New York is in doubt as to how the court would construe this provision of the bill and requests that a bill be passed in corrected form. If this act is not passed before March first a great burden will be placed upon the taxpayers of Queens county.

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill (Int. No. 411) entitled as amended. "An act to amend the Greater New York charter, in relation to payment of cost of public improvements."

Given under my hand and the Privy Seal of the State at  
the Capitol in the city of Albany this twenty-fifth  
[L. s.] day of February in the year of our Lord one thousand nine hundred and eighteen.

CHARLES S. WHITMAN.

By the Governor,  
W. A. ORR,  
*Secretary to the Governor.*

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 20, 1918.*

Resolved (if the Assembly concur), That the Joint Legislative Committee on the Simplification of Civil Practice, continued by joint resolution of the Legislature of 1917, to prepare and submit to the Legislature a plan for the simplification of the practice in the courts of the State, be continued with all the powers and duties heretofore conferred or imposed upon such committee, and that the time for it to make final report to the Legislature be extended to April 1, 1919; and further

Resolved, That vacancies in the membership of such committee from the Senate be filled by the temporary President of the Senate and from the Assembly by the Speaker of the Assembly; and further

Resolved, That such committee be authorized to sit within and outside of the city of Albany, and to prepare, have printed and distributed, from time to time, such papers, circulars and pamphlets relating to its work as it may deem proper.

The necessary printing of the committee shall be done by the state printer, and payment therefor shall be made from the appropriation for legislative printing.

By order of the Senate,  
ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the negative were:

Adler	Curley	Jenks	Mead C L	Smith H W
Allen	Davies A E	Johnson E A	Mead J M	Snyder
Alvord	Davies E O	Johnson L W	Meyer	Soule
Ames D H	Davis E C	Judson	Miller N J	Sutherland
Ames H L	Davis G T	Karlin	Mitchell	Tallett
Amos	Dobson	Kasson	Morris	Talmage
Bates	Donohoe	Kenyon	Murphy	Taylor A
Belknap	Donohue	Kiernan	Nesbitt	Thayer
Bewley	Duke	Lattin	Orr	Trahan
Blakely	Ellenbogen	Leininger	Parsons	Tuckerman
Bloch	Everett	Link	Peck	Twomey
Bloomfield	Farrell	Lord	Pierce	Tyler
Bourke	Feigenbaum	Lown	Prangen	Voorhees
Brackley	Fenner	Machold	Pratt	Waldman
Braun	Flynn	Malone	Quackenbush	Wells F A
Brink	Franchot	McArdle	Richford	Wells L H
Brownlee	Gaffers	McCue	Rosenberg	Welsh
Brush	Gage	McDonald	Rowe	Wheelock
Burtnett	Gardner	McElligott	Seaker	Whitcomb
Caulfield	Garfinkel	McGarry	Seelye	Whitehorn
Cheney	Gaylord	McGinnies	Seesselberg	Williams
Claessens	Gitlow	McKee	Shannon	Wiltsie
Coles	Graham	McKeon	Shiplacoff	Winter
Copeley	Hager	McLaughlin	Showers	Witter
Cowee	Hamill	McNab	Slacer	Youker
Crane	Harris	McWhinney	Smith E A	Zimmerman
Crowley	Havican			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.



Mr. Twomey offered for the consideration of the House a resolution, in the words following:

Whereas, The Fifteenth Assembly district of the county of Kings, known as "Greenpoint" in this State, is the largest manufacturing section in the State and second only in the United States and adjoining the Thirteenth and Fourteenth Assembly districts having a population of over 120,000; and,

Whereas, The Fifteenth Assembly district is one of the largest in the greater city of New York, and pays its proportional taxes towards the expenses of the Greater City; and,

Whereas, There have been constructed or are being constructed subway systems in nearly all the sections of Kings of the city of New York, with the exception of only about two and one-half miles from North Seventh Street Subway to the Queens Borough Subway; and,

Whereas, The inhabitants of the Fifteenth Assembly district submitted to taxation for the purpose of defraying the cost of the construction of such subways feel that such discrimination against the Fifteenth Assembly district is unjustified and inequitable; therefore, be it

Resolved, That the Assembly (if the Senate concur) respectfully recommend the early establishment of subway system connecting with North Seventh Street, Borough of Kings, running through the Fifteenth Assembly district and connecting with the Queens Borough subway system, and respectfully urge upon the proper authorities in the city of New York to provide such subways as early as possible, the money necessary to construct, equip and operate such subway.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Burtnett offered for the consideration of the House a resolution, in the words following:

Whereas, The production of sufficient food in the basic necessity for the winning of the present war; and,

Whereas, The draft and the higher wages paid in industrial centers have largely drawn away the available supply of skilled and semi-skilled farm help; and,

Whereas, There is a great necessity just now for every man with knowledge in any line of food production; and,

Whereas, There are several allied lines of production which are more or less non-essential and which at least could be temporarily discontinued; therefore, be it

Resolved, That it is the sense of this body that during the

period of the present war the production and sale of flowers for ornamental purposes be discontinued; and further be it

Resolved, That the growing of all ornamental stock in nurseries be discontinued; and further be it

Resolved, That all large estates be requested to cut down the number of persons used in their up-keep, and that particularly the use of men in landscape gardening and the like cease.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Link offered for the consideration of the House a resolution, in the words following:

Whereas, The Constitution of the United States expressly states that a person giving aid and comfort to an enemy is guilty of treason; and,

Whereas, It is within the powers of the Legislature of the State of New York to be the sole judge of those composing its body; therefore be it

Resolved (if the Senate concur), That a member of the Legislature of the State of New York is guilty of giving aid and comfort to the enemy within the provisions of the Constitution of the United States, if such member fails to support the policies of the United States government in time of war, or professes opposition to the policies of the United States government in time of war or who is a member of a political organization or clan that is opposed to the policies of the United States government during time of war.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Messrs. E. H. Miller, Decker and Patrzykowski were excused from the sessions of the week on account of illness.

Mr. Fearon was excused from the day's session.

Mr. Twomey gives notice that on March 4, 1918, he will call up for consideration his resolution in reference to subway in the Fifteenth Assembly district, Kings county, introduced February 25, 1918.

Mr. Link gives notice that on March 4, 1918, he will call up for consideration his resolution in reference to defining "aid and comfort" introduced February 25, 1918.

On motion of Mr. Adler, the House adjourned.

## TUESDAY, FEBRUARY 26, 1918

The House met pursuant to adjournment.

Prayer by Rev. Truman A. Kilborne, Medina.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Highway Law, in relation to the designation of places for the registration of motor vehicles" (No. 111, Rec. No. 34), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York" (No. 416, Rec. No. 35), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting the public interests in the city of New York,' in relation to the salaries of assistant district attorneys in the county of New York" (No. 369, Rec. No. 36), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Civil Procedure, in relation to publication of notice of sale of real property" (No. 160, Rec. No. 37), which was read the first time and referred to the committee on codes.

"An act authorizing the police commissioner of the city of New York to restore John A. Kaht to the rank of sergeant" (No. 153, Rec. No. 38), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Highway Law, in relation to the maintenance and repair of certain improved roads" (No. 478, Rec. No. 39), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Banking Law, in relation to loans upon liberty bonds" (No. 256, Rec. No. 40), which was read the first and referred to the committee on banks.

"An act to amend the Public Buildings Law, in relation to the powers of the Trustees of Public Buildings to retire certain employees in such department" (No. 293, Rec. No. 41), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon'" (No. 413, Rec. No. 42), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Criminal Procedure, in relation to certificates of reasonable doubt" (No. 439, Rec. No. 43), which was read the first time and referred to the committee on codes.

"An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies" (No. 285, Rec. No. 44), which was read the first time and referred to the committee on banks.

"An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies" (No. 277, Rec. No. 45), which was read the first time and referred to the committee on banks.

"An act to amend the Banking Law, in relation to reserves of banks and trust companies" (No. 255, Rec. No. 46), which was read the first time and referred to the committee on banks.

"An act to amend the Election Law, in relation to time allowed employees to vote at an election" (No. 441, Rec. No. 47), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county" (No. 274, Rec. No. 48), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Tax Law, in relation to extending the time for presenting and filing existing claims against the State for refunds of taxes on transfers of stock" (No. 206, Rec. No. 49), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Stock Corporation Law, in relation to notice of time and place of holding elections of directors" (No. 368, Rec. No. 50), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter four hundred and twelve of the Laws of nineteen hundred and seven, entitled 'An act providing for the court of general sessions of the city and county of New York, its judges and officers,' in relation to increasing the number of judges of such court" (No. 520, Rec. No. 51), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Prison Law, in relation to retirement of employees in the prison department" (No. 195, Rec. No. 52), which was read the first time and referred to the committee on ways and means.

"An act to legalize and confirm the tax levy for the repair of highways, upon the assessment-rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen" (No. 395, Rec. No. 53), which was read the first time and referred to the committee on internal affairs.

"An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed" (No. 360, Rec. No. 54), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Crowley introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to order requiring delivery of money or property to sheriff or receiver" (Int. No. 758), which was read the first time and referred to the committee on codes.

Mr. Donnelly introduced a bill entitled "An act to amend the Civil Service Law, in relation to requiring state and municipal civil service commissions to publish answers to questions given in competitive examinations" (Int. No. 759), which was read the first time and referred to the committee on judiciary.

Mr. Fearon introduced a bill entitled "An act to amend chapter

seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of unpaid local assessments" (Int. No. 760), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter seven hundred and fifty-one of the Laws on nineteen hundred and seventeen, entitled 'An act to provide for deepening, widening, straightening and otherwise improving Limestone creek in the village of Fayetteville, Onondaga county, and making an appropriation therefor,' generally, and making a reappropriation therefor" (Int. No. 761), which was read the first time and referred to the committee on ways and means.

Mr. Thayer introduced a bill entitled "An act to amend the Highway Law, in relation to laying out, altering or discontinuing highways" (Int. No. 762), which was read the first time and referred to the committee on internal affairs.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Highway Law, in relation to the purchase of gravel and stone" (Int. No. 763), which was read the first time and referred to the committee on internal affairs.

Mr. Caulfield introduced a bill entitled "An act to establish a State commission to examine the election laws of this State and of other States and countries, and making an appropriation therefor" (Int. No. 764), which was read the first time and referred to the committee on ways and means.

Mr. Amos introduced a bill entitled "An act to amend the General City Law, in relation to the powers of cities" (Int. No. 765), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Education Law, in relation to qualifications of teachers" (Int. No. 766), which was read the first time and referred to the committee on public education.

Mr. Dobson introduced a bill entitled "An act to amend the Highway Law, in relation to amount to be raised by a town for highway machinery" (Int. No. 767), which was read the first time and referred to the committee on internal affairs.

Mr. Hamill introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to restricting the traffic in liquors in connection with other business" (Int. No. 768), which was read the first time and referred to the committee on excise.

Mr. Machold introduced a bill entitled "An act to amend the State Finance Law, in relation to creating a central supply committee for the State, and prescribing its powers and duties" (Int. No. 769), which was read the first time and referred to the committee on ways and means.

Mr. Wiltsie introduced a bill entitled "An act to amend the Negotiable Instruments Law, in relation to what constitutes notice of defect" (Int. No. 770), which was read the first time and referred to the committee on general laws.

Mr. Adler introduced a bill entitled "An act to amend the Judiciary Law, in relation to expenses of judges of the Court of Appeals, and making an appropriation therefor" (Int. No. 771), which was read the first time and referred to the committee on ways and means.

Mr. Fearon introduced a bill entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse, and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements" (Int. No. 772), which was read the first time and referred to the committee on affairs of cities.

Mr. Kenyon introduced a bill entitled "An act authorizing the qualified electors of the town of Ticonderoga to vote on the question of appropriating money annually to the Moses hospital in such town" (Int. No. 774), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller,' and making an appropriation therefor" (Int. No. 773), which was read the first time and referred to the committee on war.



Mr. Morris introduced a bill entitled "An act to amend the Penal Law, in relation to public traffic on Sunday" (Int. No. 775), which was read the first time and referred to the committee on codes.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes." (No. 778, Int. No. 360.)

"An act to revise the charter of the city of Watervliet." (No. 809, Int. No. 205.)

"An act to amend the Tax Law, in relation to the assessment of omitted property." (No. 372, Int. No. 359.)

Mr. Witter offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of the bill (No. 361, Int. No. 348) entitled "An act to amend the Agricultural Law, in relation to the disposal of skimmed milk and whey without pasteurization."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Witter moved to amend as follows:

Page 1, line 6, strike out all after the period.

Strike out lines 7 and 8.

Line 9, strike out "such skimmed milk or whey has been properly" and insert in italics "Every owner, operator or manager of a cheese factory, creamery, skimming station or other place where milk is received and the by-products distributed shall, before returning to or delivering to any person or persons any skim milk, whey, buttermilk or other milk by-products to be used for feeding purposes for farm animals cause such skim milk, whey, buttermilk or other milk by-products to be thoroughly".

Line 11, after the period insert in italics "This section shall not apply to cheese factories or creameries that pasteurize the milk or cream prior to manufacture."

Page 2, line 1, strike out ", on and after the passage".

Line 2, strike out "of this act,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Witter, said bill was ordered reprinted and recommitted to said committee.

Mr. Machold offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 661, Int. No. 514) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Machold moved to amend as follows:

Page 2, line 5, strike out the brackets and the italicised word "four".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Machold, said bill was ordered reprinted and recommitted to said committee.

Mr. Mitchell offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 647, Int. No. 591) entitled "An act to amend chapter two hundred and seventy-nine of the Laws of nineteen hundred and fifteen, known as an act in relation to the municipal court of the city of New York, its justices and officers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Mitchell moved to amend as follows:

Page 4, line 24, strike out the word "eighteen" and insert in italics the word "nineteen".

Page 5, line 1, after the word "constituted" and before the period insert in italics the following "and one additional justice for the tenth district of the municipal court of the borough of Manhattan, as hereby constituted".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Mitchell, said bill was ordered reprinted and recommitted to said committee.

Mr. Seesselberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 498, Int. No. 30) entitled "An act to amend the Greater New York charter, in relation to promotions of officers and members of the police force of the city of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seesselberg moved to amend as follows:

Page 3, strike out lines 18 and 19.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seesselberg, said bill was ordered reprinted and recommitted to said committee.

Mr. Goldberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Assembly bill (No. 153, Int. No. 153) entitled "An act to amend the Transportation Corporations Law, in relation to bus fares to be charged by certain companies in cities of the first class," and that said bill be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 452, Int. No. 428) entitled "An act to amend the General City Law, in relation to the salaries of mayors in cities of the third class," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burtnett	Gage	Malone	Richford	Welsh
Caulfield	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seesselberg	Wiltsie
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," having been announced for a third reading,

On motion of Mr. Tallett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 493, Int. No. 466) entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burtnett	Gage	Malone	Richford	Welsh
Caulfield	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seesselberg	Winter
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Curley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 237, Int. No. 3) entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Curley, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Curley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burtnett	Gage	Malone	Richford	Welsh
Caulfield ?	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seesselberg	Wiltzie
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 277, Int. No. 151) entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences," having been announced for a third reading,

On motion of Mr. Curley, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 301, Int. No. 290) entitled "An act to amend the charter of the city of Cortland, in relation to the salary of the

city assessors," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burtnett	Gage	Malone	Richford	Welsh
Caulfield	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seesselberg	Wiltsie
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Curley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 396, Rec. No. 7) entitled "An act to amend the Greater New York charter, in relation to sales of tax liens."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.



On motion of Mr. Curley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Curley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burnett	Gage	Malone	Richford	Welsh
Caulfield	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seesselberg	Wiltsie
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 191, Int. No. 191) entitled "An act to amend the Greater New York charter, in relation to sales of tax liens," having been announced for a third reading,

On motion of Mr. Curley, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 660, Int. No. 604) entitled "An act to provide for attendance of the Legislature at the parade of the National Army from Camp Upton, to be held in New York city on Washington's birthday, February twenty-second, nineteen hundred and eighteen, and making an appropriation therefor," having been announced for a third reading,

On motion of Mr. Murphy, said bill was recommitted to the committee on ways and means.

The bill (No. 377, Int. No. 364) entitled "An act to amend the Greater New York charter, in relation to the provisions for recording and indexing instruments affecting land in the counties of New York and Bronx," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller N J	Sutherland
Bates	Donohoe	Karlin	Mitchell	Tallett
Belknap	Donohue	Kasson	Morris	Talmage
Bewley	Duke	Kennedy	Murphy	Taylor A
Blakely	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloch	Everett	Kiernan	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Feigenbaum	Leininger	Peck	Tyler
Braun	Fenner	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Franchot	Lown	Pratt	Wells F A
Brush	Gaffers	Machold	Quackenbush	Wells L H
Burtnett	Gage	Malone	Richford	Welsh
Caulfield	Gardner	Martin	Rosenberg	Wheelock
Cheney	Garfinkel	McArdle	Rowe	Whitcomb
Claessens	Gaylord	McCue	Seaker	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams

Copeley	Goldberg	McGarry	Seesselberg	Wiltzie
Cowee	Graham	McGinnies	Shannon	Witter
Crane	Hager	McKee	Shiplacoff	Youker
Crowley	Hamill	McKeon	Showers	Zimmerman
Curley	Harris	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 239, Int. No. 238) entitled "An act to renew the franchise of the ferry from the highway adjacent to the farm of Sarah Gibbs Thompson Pell, formerly of George H. Huber, in the county of Essex, across Lake Champlain," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 3

Those who voted in the affirmative were:

Adler	Curley	Harris	McKeon	Showers
Allen	Davies A E	Havican	McLaughlin	Slacer
Alvord	Davies E O	Hooper	McNab	Smith E A
Ames D H	Davis E C	Jenks	McWhinney	Smith E A
Ames H L	Davis G T	Johnson E A	Mead C L	Snyder
Amos	Dobson	Johnson L W	Mead J M	Soule
Bates	Donnelly	Judson	Meyer	Sutherland
Belknap	Donohoe	Karlin	Miller N J	Tallett
Bewley	Donohue	Kasson	Mitchell	Talmage
Blakely	Duke	Kennedy	Morris	Taylor A
Bloch	Ellenbogen	Kenyon	Murphy	Thayer
Bloomfield	Everett	Kiernan	Nesbitt	Trahan
Bourke	Fallon	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Orr	Twomey
Braun	Fenner	Leininger	Parsons	Tyler
Brink	Fitzgerald	Link	Peck	Voorhees
Brownlee	Franchot	Lord	Pierce	Waldman
Brush	Gaffers	Lown	Prangen	Wells F A
Burtnett	Gage	Machold	Pratt	Wells L H
Caulfield	Garfinkel	Malone	Quackenbush	Welsh
Cheney	Garfinkel	Martin	Richford	Wheelock
Claessens	Gaylord	McArdle	Rosenberg	Whitcomb
Coles	Gitlow	McCue	Rowe	Williams
Copeley	Goldberg	McElligott	Seaker	Wiltzie
Cowee	Graham	McGarry	Seelye	Witter
Crane	Hager	McGinnies	Seesselberg	Youker
Crowley	Hamill	McKee	Shannon	Zimmerman

Those who voted in the negative were:

Feigenbaum	Shiplacoff	Whitehorn
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 81, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced,

Mr. E. O. Davies moved to amend as follows:

Page 2, line 22, strike out the word "woman" and insert in italics "Daughters of the American Revolution".

Page 3, line 8, after the word "compensation," add in italics "and without charge for personal expense."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 698, Int. No. 84) entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' generally," was read the second time.

On motion of Mr. G. T. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 744, Int. No. 209) entitled "An act to amend the Insurance Law, in relation to rebating and discriminations," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 743, Int. No. 346) entitled "An act to amend the Civil Service Law, in relation to the retention on eligible lists of soldiers, sailors and marines while in military or naval service," having been announced for a second reading,

On motion of Mr. Youker, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 742, Int. No. 556) entitled "An act to amend the Agricultural Law, in relation to definitions," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 197, Int. No. 197) entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 52, Int. No. 52) entitled "An act to amend the Education Law, relative to the apportionment of certain school moneys to districts included in town school units."

Also, the bill (No. 392, Int. No. 53) entitled "An act to legalize the acts and proceedings of the board of supervisors of the county of Tioga, in relation to changing the time for holding town meetings in such county."

Also, the bill (No. 42, Int. No. 42) entitled "An act to amend the Insurance Law, in relation to relicensing of brokers who are unable, on account of military service, to make personal application for renewal certificates of authority," with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

A communication from Hon. Abram Baird, mayor of the city of Gloversville, returning Assembly bill (No. 474, Int. No. 468) entitled "An act to amend the charter of the city of Gloversville, generally," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

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### WEDNESDAY, FEBRUARY 27, 1918

The House met pursuant to adjournment.

Prayer by Rev. H. S. Van Wert, Selkirk.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the charter of the city of Jamestown, in relation to the establishment of a city court" (No. 642, Rec. No.

55), which was read the first time and referred to the committee on affairs of cities.

“An act to amend the Highway Law, in relation to claims for damages resulting from defective highways ” (No. 575, Rec. No. 56), which was read the first time and referred to the committee on internal affairs.

“An act to amend the Real Property Law, in relation to acknowledgments and proofs ” (No. 576, Rec. No. 57), which was read the first time and referred to the committee on the judiciary.

Mr. Blakely introduced a bill entitled “An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Nesbitt, formerly a patrolman in the police department of the said city, was dismissed from said department, and to reinstate him in the position formerly held by him ” (Int. No. 776), which was read the first time and referred to the committee on affairs of cities.

Mr. Bloch introduced a bill entitled “An act to protect the health, morals and welfare of women and minors employed in industry by establishing a wage commission and providing for the determination of living wages for women and minors ” (Int. No. 777), which was read the first time and referred to the committee on labor and industries.

Mr. Crane introduced a bill entitled “An act to amend chapter eight hundred and fifty-eight of the Laws of eighteen hundred and sixty-seven, relative to the sale and redemption of real estate sold for taxes in the county of Onondaga ” (Int. No. 778), which was read the first time and referred to the committee on internal affairs.

Also, “An act to amend the Insurance Law, in relation to actions against an insurance carrier when insured person is insolvent or bankrupt ” (Int. No. 779), which was read the first time and referred to the committee on insurance.

Mr. Donnelly introduced a bill entitled “An act to provide for the payment to Sarah Colton of a yearly pension, due to injuries sustained by Patrick Colton, while in the employ of the city of New York ” (Int. No. 780), which was read the first time and referred to the committee on affairs of cities.

Mr. Quackenbush introduced a bill entitled “An act to amend the Decedent Estate Law, in relation to curtesy ” (Int. No. 781),

which was read the first time and referred to the committee on the judiciary.

Mr. Seelye introduced a bill entitled "An act to amend the Public Health Law, in relation to Indian reservations" (Int. No. 782), which was read the first time and referred to the committee on public health.

Mr. A. Taylor introduced a bill entitled "An act to permit The Lehigh Valley Railway Company and Lehigh and New York Railroad Company to apply to the State Tax Commission for revision and readjustment of the taxes stated against them under section one hundred and eighty-two of the Tax Law based on their reports for the years nineteen hundred and five through nineteen hundred and eleven, inclusive" (Int. No. 783), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Welsh introduced a bill entitled "An act to amend the General Municipal Law, in relation to municipal bonds" (Int. No. 784), which was read the first time and referred to the committee on general laws.

Mr. Winter introduced a bill entitled "An act to amend the County Law, in relation to powers and duties of county clerks" (Int. No. 785), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Code of Civil Procedure, in relation to certification of photographic copies of records" (Int. No. 786), which was read the first time and referred to the committee on codes.

Mr. Donohoe introduced a bill entitled "An act to amend the Tax Law, in relation to exemption of property held by trustees for hospital or library purposes" (Int. No. 787), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Railroad Law, in relation to train crews" (Int. No. 788), which was read the first time and referred to the committee on railroads.

Mr. Cowee introduced a bill entitled "An act to amend the Canal Law, in relation to making the so-called Holmes Hutchinson Blue Line Maps of eighteen hundred and thirty-four pre-



sumptive evidence" (Int. No. 789), which was read the first time and referred to the committee on the judiciary.

Mr. Bewley introduced a bill entitled "An act to amend the Conservation Law, in relation to trespassing on private lands" (Int. No. 790), which was read the first time and referred to the committee on conservation.

Also, "An act authorizing the making of a survey of Eighteen-Mile creek in the county of Niagara, and making an appropriation therefor" (Int. No. 791), which was read the first time and referred to the committee on ways and means.

Mr. Cheney introduced a bill entitled "An act to amend the Highway Law, in relation to the removal of obstructions to the view of highways" (Int. No. 792), which was read the first time and referred to the committee on internal affairs.

Mr. Copeley introduced a bill entitled "An act to amend the Agricultural Law, in relation to branding cheese" (Int. No. 793), which was read the first time and referred to the committee on agriculture.

Also, "An act to provide for the improvement of the highway in Lewis county between Castorland village to Castorland bridge over the Black river, and making an appropriation therefor" (Int. No. 794), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for the improvement of the highway in Lewis county between the town of Lowville and Beaches' bridge over the Black river, and making an appropriation therefor" (Int. No. 795), which was read the first time and referred to the committee on ways and means.

Mr. Donnelly introduced a bill entitled "An act to amend the Penal Law, in relation to punishment for murders in the first degree committed by minors" (Int. No. 796), which was read the first time and referred to the committee on codes.

Mr. McLaughlin introduced a bill entitled "An act to amend the Railroad Law, in relation to time within which commutation tickets between stations may be used" (Int. No. 797), which was read the first time and referred to the committee on railroads.

Mr. McGinnies introduced a bill entitled "An act making an appropriation for counsel fees and expenses in the trial of Warren

B. Hooker as justice of the Supreme Court by the Legislature in nineteen hundred and five" (Int. No. 789), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to limitations on the acquisition of land for cemetery purposes in certain counties" (Int. No. 799), which was read the first time and referred to the committee on the judiciary.

Mr. Ellenbogen introduced a bill entitled "An act making an appropriation for St. Mary's-of-the-Lake at Saranac Lake, New York, for treatment and maintenance of J. Jay Webster, a rodman in the department of highways, who was received in such institution upon certificate of the Superintendent of Public Buildings" (Int. No. 800), which was read the first time and referred to the committee on ways and means.

Mr. Orr introduced a bill entitled "An act to amend the Code of Criminal Procedure in relation to appeals" (Int. No. 801), which was read the first time and referred to the committee on codes.

Mr. Peck, by request, introduced a bill entitled "An act to authorize and direct the conveyance by quitclaim deed to Arthur B. Conger, Herbert T. Conger, estate of Clarence R. Conger, deceased, and Albert Francis Hagar as trustee, certain public lands in the county of Rockland" (Int. No. 802), which was read the first time and referred to the committee on ways and means.

Mr. Bourke introduced a bill entitled "An act to amend the Judiciary Law, in relation to salaries of the attendants of the court of general sessions of the peace in and for the county of New York" (Int. No. 803), which was read the first time and referred to the committee on the judiciary.

Mr. Shannon introduced a bill entitled "An act to amend the Labor Law, in relation to factories" (Int. No. 804), which was read the first time and referred to the committee on labor and industries.

Mr. J. M. Mead introduced a bill entitled "An act to amend the Railroad Law, in relation to equipment of engines" (Int. No. 805), which was read the first time and referred to the committee on railroads.

By unanimous consent, Mr. Donohue introduced a bill entitled "An act to amend the General City Law, in relation to the power of cities to acquire, construct, own, operate and lease public utilities" (Int. No. 806), which was read the first time and referred to the committee on affairs of cities.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. McGinnies (No. 418, Int. No. 399), entitled "An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A.

Also, Assembly bill introduced by Mr. Burtnett (No. 502, Int. No. 475), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to borrowing money on temporary certificates of indebtedness," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells F. A.

Also, Assembly bill introduced by Mr. D. H. Ames (No. 816, Int. No. 411) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 376, Int. No. 363), entitled "An act to amend the Code of Civil Procedure, in relation

to the use of testimony or exhibits of a former trial or hearing," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Davis, G. T., Jenks, Youker, Johnson, E. A., Smith E. A., Whitehorn. which report was agreed to, and said bill was placed on the order of second reading.

Also, Assembly bill introduced by Mr. E. A. Johnson (No. 811, Int. No. 563), entitled "An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement, resort, refreshments and education, and providing penalty for violation thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Taylor, A., Davis, G. T., Jenks, Youker, Mitchell, Johnson, E. A., Whitehorn.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Welsh (No. 145, Int. No. 145), entitled "An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans, and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments to overseers of towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Judson (No. 578, Int. No. 535), entitled "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Dobbson (No. 120, Int. No. 120), entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Donohoe (No. 683, Int. No. 616), entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Meyer (No. 254, Int. No. 249), entitled "An act to amend the Tax Law, in relation to surrogates' compensation and surrogates' assistants in New York, Kings and other counties," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Quackenbush (No. 720, Int. No. 650), entitled "An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Thayer (No. 685, Int. No. 618), entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Showers (No. 769, Int. No. 695), entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. L. W. Johnson (No. 536, Int. No. 497), entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. McGinnies (No. 529, Int. No. 198), entitled "An act to amend the Town Law, in relation to the compensation of election officers," reported in favor of the passage of the same, with the following amendment:

On page 2, line 1, strike out the brackets and the word "*eight*" in italics.

On page 2, line 2, after the word "*day*" insert in italics "*except that they may establish a rate of not exceeding eight dollars for Election day.*"

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Witter (No. 715,

Int. No. 645), entitled "An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such villages," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Allen, McWhinney, Wiltsie, Thayer, Davies, E. O., Copeley, Lown, Tyler, Patrzykowski, Nesbitt.

Also, Assembly bill introduced by Mr. Witter (No. 714, Int. No. 644), entitled "An act authorizing the board of trustees of the village of Owego to issue bonds and to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Talmage, Allen, McWhinney, Wiltsie, Thayer, Quackenbush, Davies E. O., Copeley, Lown, Tyler, Nesbitt.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Parsons (No. 126, Int. No. 126), entitled "An act to amend the Education Law, in relation to the salary of district superintendent," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Duke, Soule, Gage, Brink, Link, Claessens.

Also, Assembly bill introduced by Mr. Richford (No. 345, Int. No. 334), entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Duke, Soule, Gage, Brink, Link, Claessens.

Also, Assembly bill introduced by Mr. G. T. Davis (No. 485, Int. No. 458), entitled "An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Oneida county," reported in favor of the passage of the same, without amendment.



Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Duke, Soule, Gage, Brink, Link, Claessens. which reports were agreed to, and said bills placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Committee on Agriculture (No. 470, Int. No. 446), entitled "An act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom," reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after "Sections" insert "one hundred and thirty-one".

Page 2, between lines 3 and 4, insert:

"§ 131. Definitions. When used in this [act, the] article:

"1. 'Department' means the State Department of Farms and Markets;

"2. 'Council' means the Council of Farms and Markets;

"3. 'Commissioner' means the Commissioner of Agriculture, acting under the Council of Farms and Markets in accordance with the provisions of the Farms and Markets Law;

"4. The word 'owner,' referring to the owner of a dog, includes a person harboring or keeping such dog. The word 'kennel,' when so used, means a place where five or more dogs over six months old are harbored or kept, which dogs are registered in or by a recognized registry association. The word 'dog,' when so used, shall include a bitch, except where provision is made for the licensing of dogs and the payment of license fees.

Page 3, line 2, after the period insert in italics "Licenses issued between February first and July first, nineteen hundred and eighteen, shall continue in force until July first, nineteen hundred and nineteen."

Line 3, before "four" insert a bracket "[ "; after "of" before "six" insert a bracket " ]".

Line 4, before "if" at the beginning of line insert a bracket "[ "; after "thereof" insert a bracket " ]".

Page 2, line 5, before "four" insert a bracket "[ "; after "of" before "six" insert a bracket " ]"; before "if" insert a bracket "[ ".

Line 6, after the comma after "thereof" insert a bracket " ]"; inclose "March" in brackets and insert in italics "July in any year"; strike out "nineteen hundred".

Line 7, strike out "and eighteen,".

Line 8, before "or" insert a bracket "[ ".

Line 9, strike out the brackets and italicised matter.

Line 10, after the comma insert a bracket “ ] ”.

Line 13, before “ Each ” insert a bracket “ [ ”.

Line 14, strike out the brackets and italicised matter. .

Line 15, strike out the brackets.

Line 17, strike out “ July ”; after the period insert a bracket “ ] ”.

Page 4, line 2, after “ names ” insert in italics “ alphabetically ”.

Line 8, strike out “ of farms and markets ” and insert in italics “ on or before the first day of July in each year ”.

Line 13, after “ treasurer ” insert in italics “ from moneys collected under this article ”.

Line 17, strike out the bracket; before “ of ” insert a bracket “ [ ”.

Line 18, strike out “ department of farms and markets ”.

Page 5, line 2, strike out “ of farms and markets ”.

Line 3, strike out “ it ” and insert in italics “ the commissioner ”.

Line 7, strike out the bracket before “ commissioner ”; before “ of ” before “ agriculture ” insert a bracket “ [ ”; strike out “ department of ”.

Line 8, strike out “ farms and markets ”.

Line 10, strike out the brackets and italicized matter.

Line 12, strike out “ of farms and markets ”.

Line 15, strike out the bracket.

Page 5, line 16, before “ of ” before “ agriculture ” insert a bracket “ [ ”; strike out italicized matter.

Page 6, line 10, strike out “ department ” and insert in italics “ council ”.

Line 11, strike out “ of farms and markets ”.

Page 7, line 3, strike out “ department of farms and markets ” and insert in italics “ council ”.

Line 14, strike out the bracket before “ commissioner ”; before “ of ” before “ agriculture ” insert a bracket “ [ ”; strike out “ depart- ”.

Line 15, strike out “ ment of farms and markets ”.

Line 22, strike out italicized matter.

Line 23, strike out “ markets ” and insert in italics “ council ”.

Page 8, line 3, strike out the brackets.

Line 4, strike out the brackets and italicized matter.

Line 5, strike out the brackets and italicized matter.

Line 17, strike out the bracket before “ of ”; before “ agriculture ” insert a bracket “ [ ”.

Line 18, strike out italicized matter.

Line 21, strike out the brackets; strike out "department".

Page 9, line 10, strike out "of farms and markets".

Page 10, line 19, strike out "of farms and markets".

Page 11, line 7, strike out "of farms and markets".

Line 17, strike out the bracket before "commis-".

Line 18, before "of" before "agriculture" insert a bracket "[ "; strike out the italicized matter.

Page 12, line 11, inclose "five" in brackets and insert in italics "ten".

Line 13, inclose "two" in brackets and insert in italics "four".

Line 22, after "county" insert in italics "or other proper county officer".

Page 14, line 11, after "thereof" insert in italics ", and before such animals shall have been disposed of or buried,".

Line 24, after the first comma insert in italics "view the animals killed or injured,".

Page 15, line 21, strike out "department of farms and" and insert in italics "commissioner".

Line 22, strike out "markets".

Line 26, strike out "depart-".

Page 16, line 1, strike out "ment of farms and markets" and insert in italics "commissioner".

Line 3, strike out "department" and insert in italics "commissioner".

Line 7, strike out "department" and insert in italics "com-misioner".

Line 9, strike out "department" and insert in italics "com-missioner".

Page 18, line 22, strike out "in his hands"; after "him" insert in italics "during the preceding month".

Line 24, strike out "depart-" and insert in italics "commis-sioner".

Line 25, strike out "ment of farms and markets".

Line 26 strike out "for the" and insert in italics "during such".

Page 20, line 12, after "dogs" insert in italics "or otherwise disbursed by him".

Page 21, line 10, strike out "of farms and markets".

Line 11, strike out "It" and insert in italics "The council;".

Line 13, strike out the brackets and "department".

Line 15, inclose "him" in brackets and insert in italics "the council".

Line 17, strike out "department" and insert in italics "council".

Page 21, line 19, after "and" insert in italics "the council".

Line 20, strike out "department" and insert in italics "council".

Page 22, line 1, strike out "department" and insert in italics "council".

Line 7, strike out "department" and insert in italics "council".

Between lines 10 and 11 insert,

"§ 2. Such chapter is hereby amended by inserting therein at the end of article five-b, as added by chapter eight hundred of the Laws of nineteen hundred and seventeen, a new section, to be section one hundred and thirty-nine-l, to read as follows:

"§ 139-l. Pounds and dog catchers in certain counties. The board of supervisors of any county having a population of over one hundred thousand, according to the last preceding Federal or State census or enumeration, exclusive of the population of any city or cities in such county, may establish and maintain a pound or pounds therein, for the impounding of dogs under the provisions of this article. The board of supervisors of any such county may also create the position of dog catcher and appoint one or more persons thereto, to be removable at the pleasure of the board. Any such dog catcher shall have all the powers of a constable, policeman or police officer with respect of seizing, killing or impounding dogs under the provisions of this article, and the order provided for in section one hundred and thirty-nine-d may be directed and issued to any such dog catcher with the same force and effect as though issued to a constable, policeman or police officer. The board may provide either that the compensation of such dog catchers shall consist of the fees provided for a constable, policeman or police officer under this article or that they receive monthly or annual salaries. In either case such compensation shall be paid by the county treasurer out of moneys collected under the provisions of this article. The expense of establishing and maintaining a pound or pounds shall be a general county charge, and provided for by tax, in the same manner as other county charges."

Page 22, line 11, change the numeral "2" to "3".

Those who voted in the affirmative were: Messrs. Witter, Allen, Tallett, Ames, D. H., Gage, Soule, Lattin, Hooper, Brink, Brush. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Blakely (No. 396, Int. No.

377), entitled "An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor."

Also, the bill introduced by Mr. G. T. Davis (No. 486, Int. No. 459), entitled "An act to amend chapter three hundred and six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and Saint Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida."

Also, the bill introduced by Mr. Talmage (No. 479, Int. No. 452), entitled "An act to amend the Town Law, in relation to fire protection."

Also, the bill introduced by Mr. G. T. Davis (No. 487, Int. No. 460), entitled "An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States."

Also, the bill introduced by Mr. Witter (No. 601, Int. No. 558), entitled "An act to amend the Agricultural Law, in relation to milk and milk products."

Also, the bill introduced by Mr. Zimmerman (No. 510, Int. No. 483), entitled "An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns."

Also, the bill introduced by Mr. Wiltsie (No. 300, Int. No. 289), entitled "An act to amend the Banking Law, in relation to reserves of banks and trust companies."

Also, the bill introduced by Mr. Bourke (No. 531, Int. No. 148), entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war."

Also, the bill introduced by Mr. Zimmerman (No. 509, Int. No. 482), entitled "An act making an appropriation for the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same."

Also, the bill introduced by Mr. O. E. Davies (No. 366, Int. No. 353), entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor."

Also, the bill introduced by Mr. McNab (No. 443, Int. No. 419), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor."

Also, the bill introduced by Mr. Machold (No. 429, Int. No. 410), entitled "An act making appropriations for the maintenance and repair of improved State and county highways," reported the same without recommendation, which report was agreed to, and bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Showers (No. 597, Int. No. 554), entitled "An act for the relief of the town of Cairo, in the county of Greene," reported the same with the following recommendation:

Page 1, line 11, strike out "relieved" and insert "releved". which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Donohoe (No. 354, Int. No. 341), entitled "An act to amend the County Law, in relation to fire districts outside of incorporated villages," reported the same with the following recommendation:

Page 1, line 4, after "laws" insert "as amended by chapter four hundred and five of the Laws of nineteen hundred and nine".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was

referred the bill introduced by Mr. Wiltsie (No. 507, Int. No. 480), entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," reported the same with the following recommendations:

On page 2, line 4, add a letter "s" to "payment", making the word "payments".

On same page, line 18, strike off the letter "s" from the first word "books", making the word "book".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 832, Int. No. 745) entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' in relation to elimination of the office and jurisdiction of the police justice."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Strike out from next to the last line of the title the words "in relation to eliminate of" and insert "generally, and to eliminate".

In the last line of the title, after "justice" and before the period, insert ", and to legalize the election of certain commissioners under such chapter".

Page 3, between lines 10 and 11 insert in italics the following:

"5. The board of canvassers shall file their return of the results of such election with the town clerk of the town. The commissioners, after qualifying by taking the constitutional oath of office, shall organize by the election of one of their number as president, one as secretary and one as treasurer.

"6. Such treasurer shall file with the supervisor of the town a suitable bond, approved by a majority of the commissioners. The supervisor of the town shall deliver to such treasurer the funds



that shall have been raised by tax for the maintenance of the district. The commissioners heretofore elected and now in office shall immediately qualify and organize as provided in subdivision five, and thereupon the supervisor of the town shall pay over to the treasurer the moneys heretofore provided for the maintenance of the district."

Page 4, between lines 3 and 4, insert the following:

"§ 8. The elections of commissioners in any town of Suffolk county pursuant to the provisions of such chapter in the month of June, nineteen hundred and seventeen, are hereby legalized, ratified and confirmed."

Page 4, line 4, change the numeral "8" to "9".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Hamill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 669, Int. No. 443) entitled "An act to amend the Public Health Law, in relation to cold storage in case of emergency and scarcity of foods."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Hamill moved to amend as follows:

Page 2, line 11, strike out all after comma.

Line 12, strike out "adopted by"; after "alderman" insert in italics "upon the written request of the commissioner of health and the commissioner of markets." After "May" insert "by ordinance".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Hamill, said bill was ordered reprinted and recommitted to said committee.

Mr. Shiplacoff offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of the bill (No. 514, Int. No. 487) entitled "An act to amend section one hundred

and eleven of the Labor Law, in relation to the prohibited employment of persons in bakeries during certain hours."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Shiplacoff moved to amend as follows:

On page 2, end of line 1, add the word "*pies*" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Shiplacoff, said bill was ordered reprinted and recommitted to said committee.

Mr. Bewley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of the bill (No. 800, Int. No. 725) entitled "An act to amend the Labor Law, in relation to the expense of the members of the industrial council."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Bewley moved to amend as follows:

Page 1, in the title, after "council" before the period insert ", and making an appropriation therefor".

Page 2, line 2, strike out all after "duties" and insert a period.

Strike out lines 3, 4, 5 and 6.

Between lines 6 and 7 insert

"§ 2. The sum of fifteen hundred dollars (\$1,500), or so much thereof as may be necessary, is hereby appropriated for the purpose of this act for the fiscal year ending July one, nineteen hundred and nineteen."

Line 7, change "2" to "3".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Bewley, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 347, Int. No. 336) entitled "An act to amend the Town Law, in relation to assessments for public improvements," was read the second time.

On motion of Mr. J. M. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 812, Int. No. 278) entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers," was read the second time.

On motion of Mr. J. M. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 813, Int. No. 207) entitled "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns," was read the second time.

On motion of Mr. D. H. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 814, Int. No. 485) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 815, Int. No. 421) entitled "An act to amend the Code of Civil Procedure, in relation to costs in justice's court," was read the second time.

On motion of Mr. Parsons, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 321, Assembly Reprint No. 810, Rec. No. 33) entitled "An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation," having been announced,

Mr. Waldman raised the point of order that the bill was irregularly upon the calendar, no meeting of the committee having been held for its consideration.

Mr. Speaker held the point of order well taken, and the bill was thereupon recommitted to the committee on railroads.

The Senate bill (No. 221, Rec. No. 6) entitled "An act to amend the charter of the city of Buffalo, in relation to the method of filling vacancies in the office of mayor or councilman," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 2

Those who voted in the affirmative were:

Adler	Davies A E	Havican	McNab	Slacer
Allen	Davies E O	Hooper	McWhinney	Smith E A
Alvord	Davis E C	Jenks	Mead C L	Smith H W
Ames D H	Davis G T	Johnson E A	Mead J M	Snyder
Ames H L	Dobson	Johnson L W	Meyer	Soule
Amos	Donnelly	Judson	Miller E H	Sutherland
Bates	Donohoe	Karlin	Miller N J	Tallett
Belknap	Duke	Kasson	Mitchell	Talmage
Bewley	Ellenbogen	Kennedy	Morris	Taylor A
Blakely	Everett	Kenyon	Murphy	Thayer
Bloomfield	Fallon	Kiernan	Nesbitt	Trahan
Bourke	Farrell	Larney	O'Hare	Tuckerman
Brackley	Feigenbaum	Lattin	Orr	Twomey
Braun	Fenner	Leininger	Parsons	Tyler
Brink	Fitzgerald	Link	Peck	Voorhees
Brownlee	Flynn	Lord	Pierce	Waldman
Brush	Franchot	Lown	Prangen	Wells F A
Burr	Gaffers	Machold	Pratt	Wells L H
Burnett	Gage	Malone	Quackenbush	Welsh
Caulfield	Gardner	Martin	Richford	Wheelock
Cheney	Garfinkel	McArdle	Rosenberg	Whitcomb
Claessens	Gaylord	McCue	Rowe	Whitehorn
Coles	Gitlow	McElligott	Seaker	Williams
Copeley	Goldberg	McGarry	Seelye	Wiltzie
Cowee	Graham	McGinnies	Seesselberg	Witter
Crane	Hager	McKee	Shannon	Youker
Crowley	Hamill	McKeon	Shiplacoff	Zimmerman
Curley	Harris	McLaughlin	Showers	

Those who voted in the negative were:

Bloch Donohue

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 333, Int. No. 322) entitled "An act to amend the State Charities Law, in relation to gifts and bequests to the New York State Women's Relief Corps Home," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Harris	McLaughlin	Showers
Allen	Davies E O	Havican	McNab	Slacer
Alvord	Davis E C	Hooper	McWhinney	Smith E A
Ames D H	Davis G T	Jenks	Mead C L	Smith H W
Ames H L	Dobson	Johnson E A	Mead J M	Snyder
Amos	Donnelly	Johnson L W	Meyer	Soule
Bates	Donohoe	Judson	Miller E H	Sutherland
Belknap	Donohue	Karlin	Miller N J	Tallett
Bewley	Duke	Kasson	Mitchell	Talmage
Blakely	Ellenbogen	Kennedy	Morris	Taylor A
Bloch	Everett	Kenyon	Murphy	Thayer
Bloomfield	Fallon	Kiernan	Nesbitt	Trahan
Bourke	Farrell	Larney	O'Hare	Tuckerman
Brackley	Feigenbaum	Lattin	Orr	Twomey
Braun	Fenner	Leininger	Parsons	Tyler
Brink	Fitzgerald	Link	Peck	Voorhees
Brownlee	Flynn	Lord	Pierce	Waldman
Brush	Franchot	Lown	Prangen	Wells F A
Burr	Gaffers	Machold	Pratt	Wells L H
Burtnett	Gage	Malone	Quackenbush	Welsh
Caulfield	Gardner	Martin	Richford	Wheelock
Cheney	Garfinkel	McArdle	Rosenberg	Whitcomb
Claessens	Gaylord	McCue	Rowe	Whitehorn
Coles	Gitlow	McElligott	Seelye	Williams
Copeley	Goldberg	McGarry	Seelye	Wiltsie
Cowee	Graham	McGinnies	Seesselberg	Witter
Crane	Hager	McKee	Shannon	Youker
Crowley	Hamill	McKeon	Shiplacoff	Zimmerman
Curley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 374, Int. No. 361) entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 453, Int. No. 429) entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to taxation," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Harris	McLaughlin	Showers
Allen	Davies E O	Havican	McNab	Slacer
Alvord	Davis E C	Hooper	McWhinney	Smith E A
Ames D H	Davis G T	Jenks	Mead C L	Smith H W
Ames H L	Dobson	Johnson E A	Mead J M	Snyder
Amos	Donnelly	Johnson L W	Meyer	Soule
Bates	Donohoe	Judson	Miller E H	Sutherland
Belknap	Donohue	Karlin	Miller N J	Tallett
Bewley	Duke	Kasson	Mitchell	Talmage
Blakely	Ellenbogen	Kennedy	Morris	Taylor A
Bloch	Everett	Kenyon	Murphy	Thayer
Bloomfield	Fallon	Kiernan	Neshitt	Trahan
Bourke	Farrell	Larney	O'Hare	Tuckerman
Brackley	Feigenbaum	Lattin	Orr	Twomey
Braun	Fenner	Leininger	Parsons	Tyler
Brink	Fitzgerald	Link	Peck	Voorhees
Brownlee	Flynn	Lord	Pierce	Waldman
Brush	Franchot	Lown	Prangen	Wells F A
Burr	Gaffers	Machold	Pratt	Wells L H
Burnett	Gage	Malone	Quackenbush	Welsh
Caulfield	Gardner	Martin	Richford	Wheelock
Cheney	Garfinkel	McArdle	Rosenberg	Whitcomb
Claessens	Gaylord	McCue	Rowe	Whitehorn
Coles	Gitlow	McElligott	Seaker	Williams
Copeley	Goldberg	McGarry	Seelye	Wiltie
Cowee	Graham	McGinnies	Seesselberg	Witter
Crane	Hager	McKee	Shannon	Youker
Crowley	Hamill	McKeon	Shiplacoff	Zimmerman
Curley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 137, Rec. No. 19) entitled "An act making an appropriation for payment of costs of construction, advertising, engineering and miscellaneous expenses incurred and to be incurred in connection with the completion of the improvement of the Cayuga and Seneca canals," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Harris	McLaughlin	Showers
Allen	Davies E O	Havican	McNab	Slacer
Alvord	Davis E C	Hooper	McWhinney	Smith E A
Ames D H	Davis G T	Jenks	Mead C L	Smith H W
Ames H L	Dobson	Johnson E A	Mead J M	Snyder
Amos	Donnelly	Johnson L W	Meyer	Soule
Bates	Donohoe	Judson	Miller E H	Sutherland
Belknap	Donohue	Karlin	Miller N J	Tallett
Bewley	Duke	Kasson	Mitchell	Talmage
Blakely	Ellenbogen	Kennedy	Morris	Taylor A
Bloch	Everett	Kenyon	Murphy	Thayer
Bloomfield	Fallon	Kiernan	Nesbitt	Trahan
Bourke	Farrell	Larney	O'Hare	Tuckerman
Brackley	Feigenbaum	Lattin	Orr	Twomey
Braun	Fenner	Leininger	Parsons	Tyler
Brink	Fitzgerald	Link	Peck	Voorhees
Brownlee	Flynn	Lord	Pierce	Waldman
Brush	Franchot	Lown	Prangen	Wells F A
Burr	Gaffers	Machold	Pratt	Wells L H
Burnett	Gage	Malone	Quackenbush	Welsh
Caulfield	Gardner	Martin	Richford	Wheelock
Cheney	Garfinkel	McArdle	Rosenberg	Whitcomb
Claessens	Gaylord	McCue	Rowe	Whitehorn
Coles	Gitlow	McElligott	Seaker	Williams
Copeley	Goldberg	McGarry	Seelye	Wiltsie
Cowee	Graham	McGinnies	Seesselberg	Witter
Crane	Hager	McKee	Shannon	Youker
Crowley	Hamill	McKeon	Shiplacoff	Zimmerman
Curley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen."

Also, the bill (No. 251, Int. No. 246) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Wyoming county."

Also, the bill (No. 664, Int. No. 394) entitled "An act to amend the State Printing Law, in relation to proposals for legislative and department printing," with a message that they have concurred in the passage of the same, without amendment.



Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hon. Mr. Straub and Hon. Mr. Staley.

On motion of Mr. Adler, the House adjourned.

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THURSDAY, FEBRUARY 28, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the Bronx Parkway Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the State Board of Managers of Reformatories, which was laid upon the table and ordered printed.

(See Document.)

Also, the Ninety-ninth Annual Report of the New York Institution for the Instruction of the Deaf and Dumb, which was laid upon the table and ordered printed.

(See Document.)

Mr. Claessens introduced a bill entitled "An act to provide for submitting to the qualified electors of the State, at the general election of the year nineteen hundred and eighteen, the question of 'Should the Legislature approve the pending amendment to the Constitution of the United States, relating to prohibition?'" (Int. No. 807), which was read the first time and referred to the committee on excise.

Mr. Duke introduced a bill entitled "An act to amend the Penal Law, in relation to suspension of sentence" (Int. No. 808), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to the suspension of judgment" (Int. No. 809), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to suspension of sentence and probation" (Int. No. 810),

which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to probation officers and probation" (Int. No. 811), which was read the first time and referred to the committee on codes.

Mr. Machold introduced a bill entitled "An act authorizing an increase in the budget of the department of water of the city of Oswego for the year nineteen hundred and eighteen" (Int. No. 812), which was read the first time and referred to the committee on affairs of cities.

Mr. Soule introduced a bill entitled "An act to amend the Village Law, in relation to the establishment of police department in certain villages" (Int. No. 813), which was read the first time and referred to the committee on affairs of villages.

Mr. Leininger introduced a bill entitled "An act to amend the Penal Law, in relation to the hours during which retail stores shall be open" (Int. No. 814), which was read the first time and referred to the committee on codes.

Mr. Ellenbogen introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article one of the Constitution, in relation to trial by jury" (Int. No. 815), which was read the first time and referred to the committee on the judiciary.

Mr. Hooper introduced a bill entitled "An act to amend the Tax Law, in relation to local assessment of certain State lands in forest preserve counties" (Int. No. 816), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. L. H. Wells introduced a bill entitled "An act to amend the charter of the city of Batavia, in relation to justices of the peace of the town of Batavia" (Int. No. 817), which was read the first time and referred to the committee on affairs of cities.

Also, "An act in relation to the place of holding court by justices of the peace of the town of Batavia, Genesee county" (Int. No. 818), which was read the first time and referred to the committee on the judiciary.

Mr. Tuckerman introduced a bill entitled "An act to incorporate the General Board of Religious Education" (Int. No. 819),

which was read the first time and referred to the committee on the judiciary.

Mr. McDonald introduced a bill entitled "An act to amend the Penal Law, in relation to the possession of dangerous weapons by householders" (Int. No. 820), which was read the first time and referred to the committee on codes.

Mr. Pierce introduced a bill entitled "An act to establish a ferry from and to Gravelly Point, Cumberland Head, in the town of Plattsburgh, county of Clinton, and State of New York, to and from Grand Isle in the State of Vermont" (Int. No. 821), which was read the first time and referred to the committee on commerce and navigation.

Mr. Alvord introduced a bill entitled "An act changing the name of the town of Germantown, in the county of Columbia, to the town of Viewmount" (Int. No. 822), which was read the first time and referred to the committee on internal affairs.

Mr. Donohoe introduced a bill entitled "An act to amend the Highway Law, in relation to age of persons permitted to operate motor vehicles" (Int. No. 823), which was read the first time and referred to the committee on internal affairs.

Mr. Whitehorn introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article six of the Constitution, in relation to powers of courts to pass upon the constitutionality of statutes" (Int. No. 824), which was read the first time and referred to the committee on the judiciary.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to article one of the Constitution, in relation to removing from courts the power to pass upon the constitutionality of statutes" (Int. No. 825), which was read the first time and referred to the committee on the judiciary.

Mr. McKee introduced a bill entitled "An act to amend the Election Law, in relation to the publication of primary and general election pamphlets" (Int. No. 826), which was read the first time and referred to the committee on the judiciary.

Mr. Gage introduced a bill entitled "An act to amend the Village Law, in relation to the transfer of surplus money from one fund to another" (Int. No. 827), which was read the first time and referred to the committee on affairs of villages.

Mr. L. H. Wells introduced a bill entitled "An act to amend the County Law, in relation to the appointment and tenure of office of superintendents of the poor" (Int. No. 828), which was read the first time and referred to the committee on internal affairs.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to refunding overcharges for taxes, fines, penalties or license fees" (Int. No. 829), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Stock Corporation Law, in relation to election of directors" (Int. No. 830), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Stock Corporation Law, in relation to transfer of stock" (Int. No. 831), which was read the first time and referred to the committee on the judiciary.

Mr. Donohue introduced a bill entitled "An act to regulate the giving, conducting or promoting of public entertainments, exhibitions, fairs, bazaars, dances, theatrical or other performances, for benevolent and charitable purposes" (Int. No. 832), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act making an appropriation for the State's share of the cost of the construction and improvement of rural post roads within the State as provided under the provisions of an act of Congress, entitled 'An act to provide that the United States shall aid the States in the construction of rural post roads and for other purposes,' to be expended in accordance with article six-a of the Highway Law" (Int. No. 833), which was read the first time and referred to the committee on ways and means.

Mr. McLaughlin introduced a bill entitled "An act to amend the Election Law, in relation to questions regarding age entered in regulation books and challenge affidavit" (Int. No. 834), which was read the first time and referred to the committee on the judiciary.

Mr. Machold, from the committee on ways and means, to which was referred the Senate concurrent resolution relative to the expenses of the joint legislative committee appointed to investi-

gate the disposition of the sites of the Mohansic State Hospital and State Training School for Boys, reported in favor of the adoption of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Martin, Kenyon, McGinnies, McWhinney, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to.

On motion of Mr. Adler, consideration of said resolution was postponed until Manday next.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Donohoe (No. 686, Int. No. 619), entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder, O'Hare.

Also, Assembly bill introduced by Mr. Ellenbogen (No. 454, Int. No. 430), entitled "An act to amend the Judiciary Law, in relation to additional compensation allowed judges in Bronx county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder, Bloch, O'Hare.

Also, Assembly bill introduced by Mr. Welsh (No. 477, Int. No. 450), entitled "An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Crane, Rowe, Lown, Tuckerman, Snyder, O'Hare.

Also, Assembly bill introduced by Mr. Slacer (No. 199, Int. No. 199), entitled "An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Pierce, Rowe, Lown, Tuckerman.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Crane (No. 439, Int. No. 415), entitled "An act to amend the City Local Option Law, in relation to watchers," reported in favor of the passage of the same, with the following amendment:

Page 2, line 2, after the word "located" insert "or with the county clerk, if the county have no board or commissioners,".

Those who voted in the affirmative were: Messrs. Pratt, McNab, Bourke, Crane, Rowe, Lown, Tuckerman, Snyder, Bloch, O'Hare. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Talmage (No. 483, Int. No. 456), entitled "An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Kasson, Davies, E. C., Cowee, Showers, Peck, Voorhees.

Also, Assembly bill introduced by Mr. Talmage (No. 410, Int. No. 391), entitled "An act to amend the Conservation Law, in relation to the size of whitefish," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Cowee, Showers, Peck, Voorhees.

Also, Assembly bill introduced by Mr. Talmage (No. 630, Int. No. 455), entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Cowee, Showers, Peck, Voorhees.

Also, Assembly bill introduced by Mr. Talmage (No. 268, Int. No. 263), entitled "An act to amend the Conservation Law, in relation to open season for black bass," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Pierce, Davies, E. O., Cowee, Showers, Peck, Voorhees.

Also, Assembly bill introduced by Mr. Talmage (No. 481, Int. No. 454), entitled "An act to amend the Conservation Law, in relation to nonresident fishing licenses," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Kasson, Davies, E. O., Cowee, Showers, Peck, Voorhees. reported in favor of the passage of the same without amendment, which reports were agreed to, and said bills placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Judson (No. 236, Int. No. 235), entitled "An act to amend the Conservation Law, in relation to the open season for grouse," reported in favor of the passage of the same, with the following amendment:

On page 2, line 5, strike out the word "twenty" and insert "nineteen".

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Cowee, Showers, Peck, Voorhees.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Talmage (No. 628, Int. No. 387), entitled "An act to amend the Conservation Law, in relation to restricting the taking of crabs," reported in favor of the passage of the same, with the following amendments:

On page 1, line 9, after the word "restricted" strike out balance of line, also line 10.

On page 2, line 1, strike out all of line except "No per-"

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Davies, E. O., Cowee, Showers, Peck, Voorhees.



which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Seaker, from the committee on railroads, to which was recommitted Senate bill introduced by Mr. Wicks (No. 810, Rec. No. 33) entitled "An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation," retaining its place on the order of second reading, reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Seaker, Mead, C. L., Bloomfield, Donohoe, Caulfield, Gaffers, Brownlee, Graham, McKee, Brackley, Waldman.

which report was agreed to, and said bill ordered restored to its place on the order of second reading.

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was made a special order on second and third reading for Monday next, immediately after the reading of the journal.

Mr. E. C. Davis, from the committee on revision, to whom was referred the bill introduced by Mr. Witter (No. 742, Int. No. 556), entitled "An act to amend the Agricultural Law, in relation to definitions."

Also, the bill introduced by Mr. Cheney (No. 744, Int. No. 209), entitled "An act to amend the Insurance Law, in relation to rebating and discriminations."

Also, the bill introduced by Mr. McGinnies (No. 197, Int. No. 197), entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors."

Also, the bill introduced by Mr. Parsons (No. 815, Int. No. 420), entitled "An act to amend the Code of Civil Procedure, in relation to costs in justice's court."

Also, the bill introduced by Mr. G. T. Davis (No. 698, Int. No. 84), entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' generally."

Also, the bill introduced by Mr. Donohue (No. 814, Int. No. 485), entitled "An act to amend the Code of Civil Procedure, in

relation to the stenographers in the city court of the city of New York."

Also, the bill introduced by Mr. J. M. Mead (No. 347, Int. No. 336), entitled "An act to amend the Town Law, in relation to assessments for public improvements."

Also, the bill introduced by Mr. Hager (No. 562, Int. No. 409), entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. D. H. Ames (No. 813, Int. No. 207), entitled "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns," reported the same with the following recommendation:

Page 4, line 4, after "chapter" insert "as amended by chapter five hundred and seventy-eight of the Laws of nineteen hundred and sixteen".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Thayer (No. 671, Int. No. 184), entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases," reported the same with the following recommendations:

Page 2, line 19 after "cents" insert semi-colon.

Page 3, line 6, after "dollars" insert semi-colon.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Donohue offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 32, Int. No. 32) entitled "An act to regulate the giving or conducting of performances, entertainments, exhibitions or sales, for benevolent and charitable purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Donohue moved to amend as follows:

Page 1, after the enacting clause, and before line 1, insert the following:

"Section 1. Definitions. Whenever used in this act the terms 'person,' 'association' or 'corporation' shall be deemed to mean a person or association or corporation which undertakes, aids or assists in the giving, conducting or management of any performance, concert, lecture, hall, athletic exhibition or other entertainment whatsoever, advertised as for charity, or for the benefit of any person, association or institution, except for the aid and benefit of a subordinate lodge or branch of a duly constituted or incorporated fraternity and incorporated religious institutions wherein an admission fee is charged or a collection taken up."

Page 1, line 1, strike out the word "section" and insert a section mark "§".

Page 1, line 1, strike out the number "1" and insert the number "2".

Page 1, line 1, after the word "any" insert the word "such".

Page 1, line 1, after the word "person" strike out the word "or".

Page 1, line 1, after the word "association" insert the words "or corporation".

Page 1, line 8, strike out the figure "2" and insert "3".

Page 2, line 8, strike out the numeral "3" and insert "4".

Page 2, line 11, strike out the numeral "4" and insert "5".

Page 2, line 22, strike out the numeral "6" and insert "7".

Page 3, line 16, after the period following the word "state" strike out the rest of the line and strike out all of lines 17, 18, 19 and 20.

Page 3, line 21, strike out the numeral "7" and insert "8".

Page 3, line 26, strike out the numeral "8" and insert "9".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Donohue, said bill was ordered reprinted and recommitted to said committee.

Mr. Duke offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 389, Int. No. 376) entitled "An act to amend the County Law, in relation to county tuberculosis hospitals."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Duke moved to amend as follows:

Page 2, line 13, after the word "contract" insert in italics "prior to January first, nineteen hundred and nineteen."

Page 2, line 16, after the word "hospital" insert in italics ", except in a hospital established and maintained by two or more counties."

Page 3, line 26, before the word "establishment" insert a bracket "[ ".

Page 4, line 1, after the period following the word "tuberculosis" insert a bracket " ] ".

Page 8, line 4, after the comma following the word "State" strike out the rest of the line.

Page 8, line 5, strike out all of line 5 except the comma and the last word of the line and insert in lieu thereof in italics "including a county in which the provisions of this chapter are not mandatory".

Page 8, line 7, after the word "contract" insert in italics "prior to January first, nineteen hundred and nineteen."

Page 8, line 9, after the word "may" insert in italics a comma.

Page 8, line 10, after the word "establish" insert in italics "prior to January first, nineteen hundred and nineteen,"

Page 8, line 14, after the word "jointly" insert in italics ", except as provided in this section."

Page 8, line 17, after the word "county" strike out the words "and the" and insert in italics "and, for that purpose, each board of supervisors in such county shall appoint severally three of its members, who collectively shall be a commission, to select a site for such joint county hospital in any town, city or village in one of such counties and, when the necessary real property so selected by such commission shall have been acquired, purchased or leased as herein provided, to erect all necessary buildings, and alter any buildings, on such property for the use of such joint hospital. Every such joint county hospital shall be completed and ready for occupancy prior to July first, nineteen hundred and nineteen. When completed, each board of supervisors in such counties shall appoint severally three citizens of its county, of whom at least one shall be a practicing physician, who collectively shall constitute a board of managers of such joint county hospital and shall exercise the functions and powers granted and be subject, so far as practicable, to the provisions of this chapter applicable to boards of managers of a county hospital established under

this chapter in a single county. The representation and voting power of each manager in such joint board shall be upon the basis and at the rate of one vote for each one thousand and major fraction of the population of the county from which such manager shall be chosen as determined by the latest State census. The superintendent appointed by such board shall have the powers and perform the duties which are prescribed in this chapter for superintendents of hospitals in a single county and the other employees of such board shall perform such duties as the board shall prescribe. The”.

Page 8, line 17, strike out the words “such joint” and insert in italics the word “the”.

Page 8, line 18, after the word “maintenance” insert in italics “of a joint county hospital as herein provided”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Duke, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 738, Int. No. 668) entitled “An act to amend the Election Law, in relation to facilitating the taking of the soldier vote.”

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Adler moved to amend as follows:

Page 10, after line 26, insert as a paragraph the following:

“Below such matter shall be a heavy horizontal line, extending across the ballot, and below such line at the left of the ballot shall be a column, at the head of which shall be printed the following:”

Page 11, strike out the heavy line preceding line 1 of such page.

Page 11, between lines 8 and 9, strike out the heavy line.

Page 11, line 9, after the comma insert “in the first column,”.

Page 11, strike out lines 16, 17 and 18 and insert in place thereof the following:

“The first column shall be separated from the rest of the ballot by a heavy vertical line. To the right of the first column

and below the heavy horizontal line extending across the ballot below the general instructions, shall be printed the following:"

Page 12, strike out lines 11 and 12.

Page 12, line 13, strike out "line" and insert "matter".

Page 12, line 22, after "printed" insert ", in as many columns as the Secretary of State may deem advisable to make the ballot of suitable shape,".

Page 14, between lines 8 and 9, insert as a paragraph after the heavy horizontal line the following:

"In a year when no officer is to be elected by the voters of the State at large, the titles of offices and classes of offices and voting spaces shall begin in the first column, and the instructions shall be printed above the heavy horizontal line below the caption 'Official war ballot of the State of New York (year).' In such case, the instructions shall be substantially the same as those provided in this section for 'part two,' eliminating therefrom the references to 'part two.' Below such heavy horizontal line shall be the party emblems and circles, surrounded with the words 'for a straight ticket mark within this circle,' arranged as hereinbefore provided. The circles shall be followed by the titles of the offices and classes of offices and voting spaces, in such number of columns as the Secretary of State shall deem advisable. In a year when a President of the United States is to be elected, a separate ballot for electors of President and Vice-President shall be provided, which shall be in the same form as the ballot for such officers to be voted by any other electors."

Page 20, line 2, after the period insert in italics "In a year when a President and Vice-President of the United States is to be elected, the ballot for electors of such officers shall be marked in the same manner as similar ballots used by other electors".

Page 21, line 25, inclose with brackets the word "open" and insert after the second bracket in italics "begin opening".

Page 22, line 1, inclose with brackets the word "compare" and insert in italics after the second bracket the word "comparing".

Page 22, line 5, after the period insert in italics "The Secretary of State may proceed with such work from day to day without further notice."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Adler, said bill was ordered reprinted and recommitted to said committee.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act making appropriations for the maintenance and repair of improved State and county highways." (No. 429, Int. No. 410.)

"An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war." (No. 531, Int. No. 148.)

"An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies." (No. 848, Int. No. 480.)

"An act to amend the Town Law, in relation to fire protection." (No. 479, Int. No. 452.)

"An act to amend chapter three hundred and six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and Saint Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida." (No. 486, Int. No. 459.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor." (No. 366, Int. No. 353.)

"An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the



difference between the purchase and selling price of necessities so as to prevent excessive profits." (No. 849, Int. No. 345.)

"An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation." (No. 810, Rec. No. 33.)

"An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company." (No. 845, Int. No. 65.)

"An act to amend the County Law, in relation to fire districts outside of incorporated villages." (No. 847, Int. No. 341.)

"An act for the relief of the town of Cairo, in the county of Greene." (No. 846, Int. No. 554.)

"An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor." (No. 396, Int. No. 377.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor." (No. 443, Int. No. 419.)

"An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States." (No. 487, Int. No. 460.)

"An act making an appropriation for the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same." (No. 509, Int. No. 482.)

"An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns." (No. 510, Int. No. 483.)

"An act to amend the Agricultural Law, in relation to milk and milk products." (No. 601, Int. No. 558.)

"An act to amend the Banking Law, in relation to reserves of banks and trust companies." (No. 300, Int. No. 289.)

The bill (No. 778, Int. No. 360) entitled "An act to amend the Tax Law, in relation to the warrant for the collection of bank taxes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hooper	McLaughlin	Smith H W
Allen	Davis E C	Jenks	McNab	Snyder
Alvord	Davis G T	Johnson E A	McWhinney	Soule
Ames D H	Dobson	Johnson L W	Mead C L	Sutherland
Ames H L	Donnelly	Judson	Meyer	Tallett
Amos	Donohoe	Karlin	Miller N J	Talmage
Bates	Donohue	Kasson	Mitchell	Taylor A
Belknap	Duke	Kennedy	Morris	Thayer
Bewley	Ellenbogen	Kenyon	Murphy	Trahan
Blakely	Everett	Kiernan	O'Hare	Tuckerman
Bloomfield	Fallon	Larney	Orr	Tyler
Brackley	Farrell	Lattin	Peck	Voorhees
Brink	Feigenbaum	Leininger	Pierce	Waldman
Brownlee	Fenner	Link	Prangen	Wells F A
Brush	Fitzgerald	Lord	Pratt	Wells L H
Caulfield	Franchot	Lown	Quackenbush	Welsh
Cheney	Gaffers	Machold	Richford	Wheelock
Claessens	Gage	Malone	Rosenberg	Whitcomb
Coles	Gardner	Martin	Rowe	Whitehorn
Copeley	Garfinkel	McCue	Seaker	Williams
Cowee	Gaylord	McElligott	Seelye	Wiltsie
Crane	Graham	McGarry	Shannon	Witter
Crowley	Hager	McGinnies	Shiplacoff	Youker
Curley	Hamill	McKee	Showers	Zimmerman
Davies A E	Harris	McKeon	Slacer	

Ordered, That the Clerk deliver said bill to the Governor and request their concurrence therein.

The bill (No. 809, Int. No. 205) entitled "An act to revise the charter of the city of Watervliet," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 91

NOES 32

Those who voted in the affirmative were:

Adler	Crowley	Graham	McWhinney	Soule
Allen	Davies A E	Hager	Mead C L	Tallett
Alvord	Davies E O	Harris	meyer	Talmage
Ames D H	Davis E C	Hooper	Müller N J	Taylor A
Ames H L	Davis G T	Jenks	Mitchell	Thayer
Amos	Dobson	Johnson E A	Murphy	Trahan
Bates	Donohoe	Johnson L W	Peck	Tuckerman
Bewley	Duke	Judson	Pierce	Tyler
Blakely	Ellenbogen	Kasson	Prangen	Voorhees
Bloomfield	Everett	Kenyon	Pratt	Wells F A
Brink	Fallon	Lattin	Quackenbush	Wells L H
Brownlee	Fenner	Lord	Richford	Welsh
Brush	Fitzgerald	Lown	Rowe	Wheelock
Caulfield	Franchot	Machold	Seaker	Whitcomb
Cheney	Gaffers	Malone	Seelye	Williams
Coles	Gage	Martin	Showers	Wiltzie
Copeley	Gardner	McGinnies	Slacer	Youker
Cowee	Gaylord	McNab	Snyder	Zimmerman
Crane				

Those who voted in the negative were:

Belknap	Feigenbaum	Leininger	McKeon	Shannon
Brackley	Garfinkel	Link	McLaughlin	Shiplacoff
Claessens	Hamill	McCue	Morris	Smith H W
Curley	Karlin	McElligott	O'Hare	Sutherland
Donnelly	Kennedy	McGarry	Orr	Waldman
Donohue	Kiernan	McKee	Rosenberg	Whitehorn
Farrell	Larney			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 372, Int. No. 359) entitled "An act to amend the Tax Law, in relation to the assessment of omitted property," having been announced for a third reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 502, Int. No. 475) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to borrowing money on temporary certificates of indebtedness," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 485, Int. No. 458) entitled "An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Onondaga county," was read the second time.

On motion of Mr. G. T. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 120, Int. No. 120) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," was read the second time.

On motion of Mr. Dobson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 683, Int. No. 616) entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways," was read the second time.

On motion of Mr. Donohoe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 376, Int. No. 363) entitled "An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 811, Int. No. 563) entitled "An act to amend the Civil Rights Law, in relation to equal right in places of public accommodation, amusement, resort, refreshment and education, and providing penalty for violation thereof," was read the second time.

On motion of Mr. A. E. Johnson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 536, Int. No. 497) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county," was read the second time.

On motion of Mr. L. W. Johnson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 578, Int. No. 535) entitled "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," having been announced,

Mr. Judson moved to amend as follows:

Page 1, line 10, strike out "three weeks" and insert "thirty days and"; before the comma after the word "meeting" insert "or general election".

Page 2, line 1, after "submission" insert "in such town", and after "meeting" insert "or general election".

Line 7, after "meetings" and before the period insert "or general elections, as the case may be".

Line 10, strike out all after "town".

Line 11, strike out down to and including the comma after "thereto".

Line 14, strike out "longest" and insert "shortest".

Line 18, after "meeting" insert "next".

Page 3, line 9, strike out "four" and insert "two".

Line 10, strike out the comma and the word "two" after "trustees" and strike out all after "years" at end of line.

Line 11, strike out "hold office for terms of two years".

Line 13, after the period insert "There shall also be elected in such town at the second biennial town meeting after the adoption of such proposition two town trustees to hold office for terms of four years from the expiration of the term or terms of the justices of the peace of such town having on the date of such town meeting the shortest term or terms to serve."

Line 15, after "years" and before the period insert "at the biennial town meeting next preceding the expiration of the terms of their predecessors in office"; strike out "such" and begin the word "town" with a capital and add the letter "s" to "trustee".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 418, Int. No. 399) entitled "An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 254, Int. No. 249) entitled "An act to amend the Tax Law, in relation to surrogates' compensation and surrogates' assistants in New York, Kings and other counties," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill

was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 126, Int. No. 126) entitled "An act to amend the Education Law, in relation to the salary of district superintendent," having been announced for a second reading,

On motion of Mr. McGinnies, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 720, Int. No. 650) entitled "An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county," was read the second time.

On motion of Mr. Quackenbush, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 345, Int. No. 334) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," was read the second time.

On motion of Mr. Richford, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 769, Int. No. 695) entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene,'" was read the second time.

On motion of Mr. Showers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 685, Int. No. 618) entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 145, Int. No. 145) entitled "An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf mutes, orphans,

and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments 'to overseers of towns,'" was read the second time.

On motion of Mr. Welsh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 714, Int. No. 644) entitled "An act authorizing the board of trustees of the village of Owego to issue bonds and to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 715, Int. No. 645) entitled "An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such village," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 816, Int. No. 411) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice," was read the second time.

On motion of Mr. D. H. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 43, Int. No. 41) entitled "An act to amend the Election Law, in relation to time allowed employees to vote at an election."

Also, the bill (No. 521, Int. No. 72) entitled "An act to amend the Judiciary Law, in relation to the appointment and compensation of county court stenographer in Onondaga county," with a message, that they have concurred in the passage of the same without amendment.



Ordered, That the Clerk deliver said bills to the Governor.

A communication was received from Hon. Walter R. Stone, mayor of the city of Syracuse, returning Assembly bill (No. 275, Int. No. 90) entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the municipal court of the city of Syracuse,' generally," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Walter R. Stone, mayor of the city of Syracuse, returning Assembly bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Walter R. Stone, mayor of the city of Syracuse, returning Assembly bill (No. 89, Int. No. 89) entitled "An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled 'An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,' in relation to acting justice of such court, and the division of such court into two parts," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Wallin, mayor of the city of Yonkers, returning Assembly bill (No. 244, Int. No. 122) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to State and county taxes

and the payment thereof," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

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### FRIDAY, MARCH 1, 1918

The House met pursuant to adjournment.

Mr. Cowee in the chair.

Prayer by Rev. Charles G. Sewall.

On motion of Mr. McGinnies, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the final report of the Joint Legislative Committee appointed to investigate the laws in relation to the distribution and sale of habit-forming drugs, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the Fifty-ninth Annual Report of the Superintendent of Insurance, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter eight hundred and ninety of the Laws of nineteen hundred and eleven, entitled 'An act dividing the State into congressional districts,' in relation to changing the boundaries of the congressional districts of the State from the third district to the eight district, both inclusive" (No. 627, Rec. No. 58), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend

such policy in aid of the national government in providing for national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits" (No. 655, Rec. No. 59), which was read the first time and referred to the committee on war.

"An act to amend the City Local Option Law, in relation to the filing of a petition and furnishing of ballots for a special city election" (No. 365, Rec. No. 60), which was read the first time and referred to the committee on excise.

Mr. Amos introduced a bill entitled "An act to amend the Municipal Court Code, in relation to personal property held under a claim of lien or bailment for rent or board" (Int. No. 835), which was read the first time and referred to the committee on codes.

Also, "An act to confer jurisdiction on the Court of Claims, to hear, audit and determine the alleged claim of Helen Lewis and Elenor Lewis, respectively, the widow and daughter of Julius Lewis, deceased, or of the administrator of his estate, in their behalf, against the State, for damages for the death of said deceased alleged to have been caused by personal injuries alleged to have been sustained by him while at work as an enlisted member of the Twenty-first Company Coast Artillery Corps of the National Guard, New York, in the armory of the Ninth Coast Defense Command, in the city and county of New York, and to render judgment therefor" (Int. No. 836), which was read the first time and referred to the committee on claims.

Mr. Blakely introduced a bill entitled "An act to amend the County Law, in relation to special deputy clerks in certain counties" (Int. No. 837), which was read the first time and referred to the committee on internal affairs.

Mr. Claessens introduced a bill entitled "An act to amend the Penal Law, in relation to the sale of tickets for admission to places of amusement" (Int. No. 838), which was read the first time and referred to the committee on codes.

Mr. Dobson introduced a bill entitled "An act to amend the Highway Law, in relation to State aid for removal of snow from State and county highways" (Int. No. 839), which was read the first time and referred to the committee on internal affairs.

Mr. Hamill introduced a bill entitled "An act defining the employment of George Pleaser as an engineer in the State institution known as 'The New York House of Refuse,' on the twenty-ninth day of April, nineteen hundred and sixteen, as hazardous under the Workmen's Compensation Law, and declaring the effect thereof" (Int. No. 840), which was read the first time and referred to the committee on the judiciary.

Mr. McWhinney introduced a bill entitled "An act to amend chapter five hundred and ninety-one of the Laws of eighteen hundred and sixty-eight, entitled 'An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water,' generally" (Int. No. 841), which was read the first time and referred to the committee on affairs of cities.

Mr. Pratt introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to jurisdiction by Court of Claims where notices of intent has not been heretofore filed" (Int. No. 842), which was read the first time and referred to the committee on codes.

Also, "An act to incorporate the Brick Church Cemetery Association of East Whitehall, New York" (Int. No. 843), which was read the first time and referred to the committee on the judiciary.

Mr. Rosenberg introduced a bill entitled "An act to amend the Labor Law, in relation to hours of employment of all employees in the State" (Int. No. 844), which was read the first time and referred to the committee on labor and industries.

Mr. Shannon introduced a bill entitled "An act to amend the Military Law, in relation to uniform clothing and equipment of persons subject to school military training" (Int. No. 845), which was read the first time and referred to the committee on military affairs.

Mr. Seelye introduced a bill entitled "An act to create and establish a police and fire pension fund for the city of Saratoga Springs, and authorizing the payment of pensions therefrom"

(Int. No. 846), which was read the first time and referred to the committee on affairs of cities.

Mr. Shiplacoff introduced a bill entitled "An act to amend the State Printing Law, in relation to creating the office of superintendent of State printing, prescribing his powers and duties, and making an appropriation therefor" (Int. No. 847), which was read the first time and referred to the committee on ways and means.

Mr. Wiltsie introduced a bill entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States" (Int. No. 848), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages" (Int. No. 849), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to the qualifying share or shares of directors of a credit union" (Int. No. 850), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in bankers acceptances and bills of exchange" (Int. No. 851), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to the establishment and maintenance by savings banks of stations or agencies for the receipt of deposits" (Int. No. 852), which was read the first time and referred to the committee on banks.

Mr. Zimmerman introduced a bill entitled "An act to amend the Tonawanda city charter, in relation to penalty for nonpayment of water rents" (Int. No. 853), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Highway Law, in relation to construction or improvement of highways by county and town"

(Int. No. 854), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Labor Law, in relation to the hours of labor of women in restaurants" (Int. No. 855), which was read the first time and referred to the committee on labor and industries.

Mr. Bloomfield introduced a bill entitled "An act to amend the charter of the city of Oneonta, generally" (Int. No. 856), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to permit the common council of the city of Oneonta to vote extra compensation to the chamberlain of such city for the years nineteen hundred and eighteen and nineteen hundred and nineteen" (Int. No. 857), which was read the first time and referred to the committee on affairs of cities.

Mr. Graham introduced a bill entitled "An act authorizing the clearing of obstructions from the mouth of Glen or Mill creek, in the village of Watkins, Schuyler county, and removing obstructions from the Cayuga and Seneca canal in said village, and making an appropriation therefor" (Int. No. 858), which was read the first time and referred to the committee on ways and means.

Mr. Seelye introduced a bill entitled "An act to authorize the city of Mechanicville to cancel a certain contract for the collection and disposal of ashes and garbage, with the consent of the contractor" (Int. No. 859), which was read the first time and referred to the committee on affairs of cities.

Mr. L. H. Wells introduced a bill entitled "An act to provide for certain work by the State Highway Department in Tonawanda creek, to prevent damage by floods to a certain street and highway, and making an appropriation therefor" (Int. No. 860), which was read the first time and referred to the committee on ways and means.

Mr. A. E. Davies introduced a bill entitled "An act to amend the Penal Law, in relation to attorneys" (Int. No. 861), which was read the first time and referred to the committee on codes.

Mr. Seelye introduced a bill entitled "An act providing for the construction of a bridge over the Mohawk river between what is

known as the village of Crescent and the village of Rexford, and making an appropriation therefor" (Int. No. 862), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. D. H. Ames (No. 816, Int. No. 411), entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice."

Also, the bill introduced by Mr. Dobson (No. 120, Int. No. 120), entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes."

Also, the bill introduced by Mr. G. T. Davis (No. 485, Int. No. 458), entitled "An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Oneida county."

Also, the bill introduced by Mr. Donohoe (No. 683, Int. No. 616), entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways."

Also, the bill introduced by Mr. Duke (No. 376, Int. No. 363), entitled "An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing."

Also, the bill introduced by Mr. L. W. Johnson (No. 536, Int. No. 497), entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county."

Also, the bill introduced by Mr. E. A. Johnson (No. 811, Int. No. 563), entitled "An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement, resort, refreshments and education, and providing penalty for violation thereof."

Also, the bill introduced by Mr. Quackenbush (No. 720, Int. No. 650), entitled "An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county."

Also, the bill introduced by Mr. McGinnies (No. 418, Int. No. 399), entitled "An act to amend the General Municipal Law,



in relation to convention expenses of municipal officers and employees."

Also, the bill introduced by Mr. Showers (No. 769, Int. No. 695), entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene.' "

Also, the bill introduced by Mr. Thayer (No. 685, Int. No. 618), entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee."

Also, the bill introduced by Mr. Welsh (No. 145, Int. No. 145), entitled "An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf mutes, orphans, and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments to overseers of towns."

Also, the bill introduced by Mr. Witter (No. 714, Int. No. 644), entitled "An act authorizing the board of trustees of the village of Owego to issue bonds and to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness."

Also, the bill introduced by Mr. Witter (No. 715, Int. No. 645), entitled "An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such village."

Also, the bill introduced by Mr. Burtnett (No. 502, Int. No. 475), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two,

entitled 'An act to incorporate the city of Mount Vernon,' in relation to borrowing money on temporary certificates of indebtedness," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Rickford (No. 345, Int. No. 334), entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," reported the same with the following recommendation:

Page 1, line 1, after "of" insert "chapter twenty-one of". which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. J. M. Mead (No. 812, Int. No. 278), entitled "An act to amend the County Law, in relation to the investment of trust funds by county treasurers," reported the same with the following recommendations:

Page 1, in the title, strike out "county" before "law" and insert in place thereof "State finance".

Page 2, line 17, strike out "depository" and insert "depository".

Page 2, line 20, strike out "therefor" and insert "thereof".

Page 2, line 20, strike out "depository" and insert "depository".

Page 2, line 22, strike out "depository" and insert "depository".

Page 3, line 4, strike out "depository" and insert "depository".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes." (No. 120, Int. No. 120.)

"An act to amend the Civil Rights Law, in relation to equal

rights in places of public accommodation, amusement, resort, refreshments and education, and providing penalty for violation thereof." (No. 811, Int. No. 563.)

"An act authorizing the board of trustee of the village of Owego to issue bonds and to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness." (No. 714, Int. No. 644.)

"An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene.'" (No. 769, Int. No. 695.)

"An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice." (No. 816, Int. No. 411.)

"An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf mutes, orphans, and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments to overseers of towns." (No. 145, Int. No. 145.)

"An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such village." (No. 715, Int. No. 645.)

"An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors." (No. 197, Int. No. 197.)

"An act to amend the Highway Law, in relation to the closing of highways for repair or construction." (No. 562, Int. No. 409.)

"An act to amend the Insurance Law, in relation to rebating and discriminations." (No. 744, Int. No. 209.)

"An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marey, Oneida counay." (No. 485, Int. No. 458.)

"An act to amend the Agricultural Law, in relation to definitions." (No. 742, Int. No. 556.)

"An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county." (No. 720, Int. No. 650.)

"An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county." (No. 536, Int. No. 497.)

"An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees." (No. 418, Int. No. 399.)

"An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee." (No. 685, Int. No. 618.)

Mr. Everett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 327, Int. No. 316) entitled "An act to amend the Insanity Law, in relation to wages of certain employees prescribed."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Everett moved to amend as follows:

In the last line of the title after "prescribed" and before the period insert "and making an appropriation therefor."

Page 2, between lines 25 and 26, insert the following:

"§ 2. The sum of six hundred and thirty dollars (\$630), or so much thereof as may be necessary, is hereby appropriated to pay that part of the salary or wages of the chief engineers and electrical engineers in hospitals having four thousand or more patients, as prescribed by subdivision ten of section fifty of the Insanity Law, as amended by this act, which represents the amount of the increase in the salaries or wages of such employees, made

by this act, for services rendered from January first, nineteen hundred and eighteen, to and including June first, nineteen hundred and eighteen. The sum of eighteen hundred and ninety dollars (\$1,890), or so much thereof as may be necessary, is hereby appropriated to pay that part of the salary or wages of the chief engineers and electrical engineers in hospitals having four thousand or more patients, as prescribed by subdivision ten of section fifty of the Insanity Law, as amended by this act, which represents the amount of the increase in the salaries or wages of such employees, made by this act, for services rendered from July first, nineteen hundred and eighteen, to and including June thirtieth, nineteen hundred and nineteen."

Page 2, line 26, change the numeral "2" to "3".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Everett, said bill was ordered reprinted and recommitted to said committee.

Mr. Cowee offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer in the year nineteen hundred and eighteen," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Caulfield gives notice that he will on Monday, March 4th, move to suspend Rules 10, 12 and 14 for the purpose of advancing and passing Senate bill (No. 627, Rec. No. 58) entitled "An act to amend chapter eight hundred and ninety of the Laws of nineteen hundred and eleven, entitled 'An act dividing the State into congressional districts,' in relation to changing the boundaries of the congressional districts of the State from the third district to the eighth district, both inclusive."

A communication was received from Hon. Palmer Canfield, Jr.,

mayor of the city of Kingston, returning Assembly bill (No. 45, Int. No. 45) entitled "An act to authorize the trustees of Kingston Academy to transfer its real property to the city of Kingston to be held as a public park," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. McGinnies, the House adjourned.

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### MONDAY, MARCH 4, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Friday, March 1st, was dispensed with and the same was approved.

By unanimous consent, Mr. Adler moved to amend Rule 6, subdivision 4, line 3, by striking out the word "first" and inserting in place thereof the word "fifteenth".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to open season on shore birds" (Int. No. 863), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Domestic Relations Law, in relation to the issuing of marriage licenses" (Int. No. 864), which was read the first time and referred to the committee on the judiciary.

Mr. Zimmerman introduced a bill entitled "An act making an appropriation for the removal of a dam in Black creek south of its intersection with Ellicott creek, and a dam in Mill creek in the city of Tonawanda at or near its intersection with the State ditch and for the construction of a dam in the State ditch at its intersection with the westerly line of Mill creek" (Int. No. 865), which was read the first time and referred to the committee on ways and means.

Mr. Curley introduced a bill entitled "An act to amend the Banking Law, in relation to powers of savings banks" (Int. No. 866), which was read the first time and referred to the committee on banks.

Mr. G. T. Davis introduced a bill entitled "An act in relation to culverts under the tracks of the New York Central and Hudson River Railroad Company at or near the city of Rome" (Int. No. 867), which was read the first time and referred to the committee on railroads.

Mr. Voorhees introduced a bill entitled "An act to provide for the acquisition and reconstruction of the Hudson canal" (Int. No. 868), which was read the first time and referred to the committee on ways and means.

Mr. Fenner introduced a bill entitled "An act to amend the Farms and Markets Law, in relation to officers and employees" (Int. No. 869), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Election Law, in relation to primary districts" (Int. No. 870), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Seesselberg introduced a bill entitled "An act to amend the Greater New York charter, in relation to retirement from active service officers, clerks and employees" (Int. No. 871), which was read the first time and referred to the committee on affairs of cities.

Mr. Kenyon, from the committee on war, to which was referred the resolution relative to transportation of soldiers and sailors, reported in favor of the adoption of the same amended to read as follows:

Whereas, Our country being at war, in the six months preceding December 1, 1917, one hundred and sixty-five thousand citizens of the State of New York, in all walks of life, have answered the call of our country, and are now serving in the active branches of our army, navy and marine corps of the United States, in most cases outside the boundaries of this State, and a large proportion at a great distance from their homes; and,

Whereas, By reason of deductions necessarily made by the Federal government, and other contributions, the amount of



money left to the average enlisted man on any pay day, is in many cases so small as to make it impossible for him to visit his home and family during a furlough; now, therefore, be it

Resolved (if the Senate concur), That a joint legislative committee, consisting of two Senators and three Assemblymen, to be appointed by the chairman of the war committees of the respective Houses, be and hereby are constituted a committee for the purpose of investigating such situation and conferring with the proper authorities in the United States government, and suggesting to the Legislature at their earliest convenience a proposed method of relief for such situation, so that such soldiers, sailors and marines, in the active service of the United States, will be granted free transportation upon common carriers both by land and water, for the purpose of visiting their homes and families during periods of furlough.

There is hereby appropriated the sum of one thousand dollars (\$1,000) from the contingent fund of the Senate and Assembly for the necessary expenses of such investigation, payable by the Clerks of the Senate and Assembly upon vouchers signed by the President of the Senate and the Speaker of the Assembly.

Those who voted in the affirmative were: Messrs. Kenyon, Kasson, Welsh, McGinnies, Wiltsie, Davis, E. C., Showers, Franchot, O'Hare, Seesselberg.

which report was agreed to and said resolution referred to the committee on ways and means.

Mr. Kenyon, from the committee on war, to which was referred the resolution relative to rebuilding the destroyed cities and towns of France, reported in favor of the adoption of the same without amendment:

Whereas, There is a movement now on foot to raise money in America to be used in rebuilding the destroyed cities and towns of France; and,

Whereas, The New York State Legislature, realizing that such a project voices the sentiments of millions of loyal Americans in declaring that the United States owes a long standing debt of gratitude and affection to the French Republic, and that there is no more fitting way to pay some part of this debt than by giving liberal aid to distressed French communities; therefore, be it

Resolved (if the Assembly concur), That the New York State Legislature most heartily endorse this splendid undertaking and urges all citizens to lend their aid to France, just as she lent us the aid of her wealth and men in the perilous times of our own struggling Republic.

Those who voted in the affirmative were: Messrs. Kenyon, Kasson, Welsh, McGinnies, Zimmerman, Wiltsie, Davis, E. C., Showers, Franchot, O'Hare, Seesselberg.

which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Education Law, in relation to the Supreme Court library at Elmira." (No. 947, Int. No. 334.)

"An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' generally." (No. 698, Int. No. 84.)

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to borrowing money on temporary certificates of indebtedness." (No. 502, Int. No. 475.)

"An act to amend the State Finance Law, in relation to the investment of trust funds by county treasurers." (No. 948, Int. No. 278.)

"An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways." (No. 683, Int. No. 616.)

"An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns." (No. 910, Int. No. 207.)

"An act to amend the Town Law, in relation to assessments for public improvements." (No. 347, Int. No. 336.)

"An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing." (No. 376, Int. No. 363.)

"An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York." (No. 814, Int. No. 485.)

"An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases." (No. 911, Int. No. 184.)

"An act to amend the Code of Civil Proecdure, in relation to costs in justice's court," (No. 815, Int. No. 420.)

By unanimous consent, Mr. Amos moved to reconsider the vote by which Assembly bill (No. 279, Int. No. 139) entitled "An act to provide for a moratorium on certain classes of property, in favor of soldiers, sailors and marines in the active service of the United States, and their dependents, and in favor of other persons under certain circumstances, during the period of the war," was amended February 5th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said amendments were then by unanimous consent withdrawn.

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of the bill (No. 279, Int. No. 139) entitled "An act to provide for a moratorium on certain classes of property, in favor of soldiers, sailors and marines in the active service of the United States, and their dependents, and in favor of other persons under certain circumstances, during the period of the war."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr Amos moved to amend as follows:

Page 2, between lines 25 and 26, insert the following: "Nor to any judgment, order, decree, transfer of property except by inheritance, or to any right or power as aforesaid, that was not in force or being on the first day of January, nineteen hundred and eighteen."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Everett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 949, Int. No. 316) entitled "An act to amend the Insanity Law, in relation to wages

of certain employees prescribed, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Everett moved to amend as follows:

Page 3, line 9, after word "June" strike out "first" and insert in place thereof the word "thirtieth".

Same page, line 10, strike out "eighteen" and insert "twelve", and in same line strike out "ninety" and insert "sixty", and also strike out figures "1,890" and insert "(1,260)".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Everett, said bill was ordered reprinted and recommitted to said committee.

Mr. Everett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 818, Int. No. 731) entitled "An act to amend the Election Law, generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Everett moved to amend as follows:

Page 7, line 7, after the bracket, strike out the word "and"; place a bracket before the word "poll"; strike out the bracket before the word "and".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Everett, said bill was ordered reprinted and recommitted to said committee.

Mr. Donohue offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 909, Int. No. 806) entitled "An act to amend the General City Law, in relation to the power of cities to acquire, construct, own, operate and lease public utilities."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Donohue moved to amend as follows:

Page 13, line 22, after the word "commission" strike out the word "created" and insert in lieu thereof the words "appointed by the mayor".

Page 13, line 24, before the period after the word "body", first appearing in the line, insert "and approved by the mayor".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Donohue, said bill was ordered reprinted and recommitted to said committee.

Mr. Caulfield offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 641, Int. No. 585) entitled "An act to amend the Election Law, generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Caulfield moved to amend as follows:

Page 9, between lines 23 and 24, insert the following:

"§ 8. Section five hundred and five of such chapter is hereby amended to read as follows:

"§ 505. Delivery of official war ballots, poll books and envelopes. The Secretary of State shall cause to be delivered to the commanding officer of every command in which ten or more voters of this State are included, absent from their respective election districts in time of war in the actual military service of this State or the United States in the army or navy thereof, a sufficient number of official war ballots of each kind and official envelopes, at least twice as many as there are such voters in such command; and two poll books for the use of such voters at each poll of each election held under the provisions of this article. Such official war ballots, poll books and envelopes shall be delivered in time for use at the election for which they are prepared, in such manner and by such means as shall in the judgment of the Secretary of State be best suited to secure their safe and timely delivery for the use of the voters at the election for which they have been prepared. If the number of voters in any command be less than ten, or voters be detached by military order and absent from their command, the Secretary of State shall, when practicable, mail or

deliver to such voters of that description as he may, with reasonable diligence, be able to locate, official war ballots and official envelopes.

“ § 9. Section five hundred and seven of such chapter is hereby amended to read as follows:

“ § 507. Polls of election. Polls of an election held under the provisions of this article shall be opened on the day of such election at the quarters of the captain or other commanding officer of any company, troop or other command in the military service of this State or of the United States in the army or navy thereof, if the same be composed in whole or in part of voters of this State. All qualified voters of this State in such command may vote at such poll. Officers and enlisted men, voters of this State, attached to or forming part of a command having therein less than ten such voters, or detached by military order and absent from their command, may vote at such other poll as may be most convenient for them, or, if any such voter shall have received a ballot and envelope from the Secretary of State as provided in section five hundred and five, he may take the oath provided for in section five hundred and four, upon the envelope, before his commanding officer, prepare his ballot, inclosing same in such envelope, fill out the endorsement thereon and mail such envelope or cause it to be mailed or delivered to the Secretary of State, who shall include the same in the envelopes to be transmitted to the board of elections of the county in which the voter resides as provided in section five hundred and thirteen. Such board shall transmit the ballot, as provided in such section, to the board of inspectors of the election district in which the voter resides, and the same shall be canvassed, if the voter is a qualified elector.”

Page 9, line 24, change “ 8 ” to “ 10 ”.

Page 11, line 5, change “ 9 ” to “ 11 ”.

Line 15, inclose “ open ” in brackets and insert in italics “ begin opening ”; inclose “ compare ” in brackets and insert in italics “ comparing ”.

Line 19, after the period insert in italics “ The Secretary of State may proceed with such work from day to day without further notice.”

Line 25, inclose “ all the ” in brackets.

Page 14, line 20, change “ 10 ” to “ 12 ”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Caulfield, said bill was ordered reprinted and recommitted to said committee.

Pursuant to notice, Mr. Caulfield moved to suspend Rules 10,

12 and 14 for the purpose of advancing and passing Senate bill (No. 627, Rec. No. 58) entitled "An act to amend chapter eight hundred and ninety of the Laws of nineteen hundred and eleven, entitled 'An act dividing the State into congressional districts,' in relation to changing the boundaries of the congressional districts of the State from the third district to the eighth district, both inclusive."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Caulfield offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the Senate bill (No. 627, Int. No. 58) entitled "An act to amend chapter eight hundred and ninety of the Laws of nineteen hundred and eleven, entitled 'An act dividing the State into congressional districts,' in relation to changing the boundaries of the congressional districts of the State from the third district to the eighth district, both inclusive."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced,

On motion of Mr. Caulfield, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Caulfield, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 10

Those who voted in the affirmative were:

Adler	Crowley	Hager	McNab	Showers
Allen	Curley	Hamill	McWhinney	Slacer
Alvord	Davies A E	Harris	Mead C L	Smith H W
Ames D H	Davies E O	Jenks	Mead J M	Snyder
Ames H L	Davis E C	Johnson L W	Meyer	Soule
Amos	Davis G T	Judson	Miller E H	Tallett
Barra	Decker	Kasson	Miller N J	Talmage



Bates	Dobson	Kenyon	Morris	Taylor A
Belknap	Donnelly	Kiernan	Murphy	Thayer
Bewley	Donohoe	Klingmann	Nesbitt	Trahan
Blakely	Donohue	Lattin	O'Hare	Tuckerman
Bloch	Duke	Leininger	Parsons	Twomey
Bloomfield	Ellenbogen	Link	Patrzykowski	Tyler
Bourke	Everett	Lord	Peck	Voorhees
Brackley	Fallon	Lown	Pierce	Wells F A
Brink	Farrell	Machold	Prangen	Wells L H
Brownlee	Fenner	Malone	Pratt	Welsh
Brush	Flynn	Martin	Quackenbush	Wheelock
Burtnett	Franchot	McCue	Richford	Whitcomb
Caulfield	Gaffers	McDonald	Rowe	Williams
Cheney	Gage	McElligott	Seaker	Wiltzie
Coles	Gardner	McGinnies	Seelye	Witter
Copeley	Gaylord	McKee	Seesselberg	Youker
Cowee	Goldberg	McLaughlin	Shannon	Zimmerman
Crane	Graham			

Those who voted in the negative were:

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 321, Assembly Reprint No. 810, Rec. No. 33) entitled "An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation."

On motion of Mr. G. T. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis F C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule

Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchott	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gago	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 743, Int. No. 346) entitled "An act to amend the Civil Service Law, in relation to the retention on eligible lists of soldiers, sailors and marines while in military or naval service," having been announced for a second reading,

On motion of Mr. Link, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 686, Int. No. 619) entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof," having been announced,

Mr. Donohue moved to amend as follows:

Page 1, line 1, strike out "Mary" and insert "May".

Page 2, line 2, after "to" insert "or connected with".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 454, Int. No. 430) entitled "An act to amend

the Judiciary Law, in relation to additional compensation allowed judges in Bronx county," was read the second time.

On motion of Mr. Ellenbogen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 199, Int. No. 199) entitled "An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof," was read the second time.

On motion of Mr. Slacer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 410, Int. No. 391) entitled "An act to amend the Conservation Law, in relation to size of whitefish," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 630, Int. No. 455) entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties," having been announced for a second reading,

On motion of Mr. Talmage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 268, Int. No. 263) entitled "An act to amend the Conservation Law, in relation to open season for black bass," having been announced for a second reading,

On motion of Mr. Talmage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 481, Int. No. 454) entitled "An act to amend the Conservation Law, in relation to non-resident fishing licenses," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 483, Int. No. 456) entitled "An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 477, Int. No. 450) entitled "An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds," was read the second time.

On motion of Mr. Welsh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 850, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced for a second reading,

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 877, Int. No. 198) entitled "An act to amend the Town Law, in relation to the compensation of elections officers," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 876, Int. No. 446) entitled "An act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 27, Int. No. 27) entitled "An act to amend the County Law, in relation to the compensation of supervisors," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule

Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Oheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltsie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," having been announced for a third reading,

On motion of Mr. Tallett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 374, Int. No. 361) entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," having been announced for a third reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 845, Int. No. 65) entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," having been announced for a third reading,

On motion of Mr. Gardner, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 849, Int. No. 345) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits."

Mr. Donohue moved that said bill be recommitted to the committee on war, with instructions to report the same forthwith amended as follows:

Lines 14 and 15, italicized the words "or charging excessive profits", and add as new matter in italics after the word "profits" on line 15 "by any person or corporation subject to section six of this chapter".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kenyon, from the committee on war, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 366, Int. No. 353) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of the Cooper-Snell Company against the State for damages alleged to have been sustained by such company, and to render judgment therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 90

NOES 34

Those who voted in the affirmative were:

Adler	Cowee	Graham	McWhinney	Soule
Allen	Crane	Hager	Mead C L	Tallett
Alvord	Crowley	Hamill	Meyer	Talmage
Ames D H	Davies A E	Harris	Miller N J	Taylor A
Ames H L	Davies E O	Jenks	Nesbitt	Thayer
Amos	Davis E C	Johnson L W	O'Hare	Trahan
Bates	Davis G T	Judson	Peck	Tuckerman
Bewley	Dobson	Kasson	Pierce	Twomey
Blakely	Donohoe	Kenyon	Prangen	Tyler
Bloomfield	Duke	Lattin	Pratt	Voorhees
Bourke	Everett	Leininger	Quackenbush	Wells F A
Brink	Farrell	Lord	Richford	Welsh
Brownlee	Fenner	Lown	Rowe	Wheelock
Brush	Franchot	Machold	Seaker	Whitcomb
Burnett	Gaffers	Malone	Seelye	Williams
Cheney	Gage	Martin	Shannon	Wiltzie
Coles	Gardner	McGinnies	Showers	Witter
Copeley	Gaylord	McNab	Slacer	Zimmerman

Those who voted in the negative were:

Barra	Donnelly	Goldberg	Miller E H	Shiplacoff
Belknap	Donohue	Karlin	Morris	Smith H W
Brackley	Ellenbogen	Klingmann	Orr	Snyder
Caulfield	Feigenbaum	Link	Parsons	Waldman
Claessens	Flynn	McDonald	Patrzykowski	Whitehorn
Curley	Garfinkel	McKee	Rosenberg	Youker
Decker	Gitlow	McLaughlin	Seesselberg	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 486, Int. No. 459) entitled "An act to amend chapter three hundred and six of the Laws of eighteen hundred and forty-nine, entitled 'An act to authorize the election of local officers to discharge the duties of county judge and surrogate in the counties of Orange, Chautauqua, Cayuga and Saint Lawrence, Tioga, Oneida, Jefferson and Oswego,' in relation to the compensation of such officer in the county of Oneida," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E O	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gago	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 479, Int. No. 452) entitled "An act to amend the Town Law, in relation to fire protection," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W

Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltse
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 848, Int. No. 480) entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," having been announced for a third reading,

On motion of Mr. Wiltse, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 531, Int. No. 148) entitled "An act to amend the Civil Service Law, in relation to continuation on eligible lists of persons connected with the Federal service during the war," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder

Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wittsie
Copeley	Gaylord	McKee	Sesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 429, Int. No. 410) entitled "An act making appropriations for the maintenance and repair of improved State and county highways," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98 .

NOES 29

Those who voted in the affirmative were:

Adler	Cowee	Gitlow	Miller N J	Soule
Alvord	Crane	Graham	Nesbitt	Tallett
Ames D H	Crowley	Hager	Orr	Talmage
Ames H L	Davies A E	Harris	Parsons	Taylor A
Amos	Davies E O	Jenks	Patrzykowski	Tuckerman
Bates	Davis E C	Johnson L W	Peck	Tyler
Belknap	Davis G T	Judson	Pierce	Voorhees
Bewley	Dobson	Karlin	Prangen	Waldman
Blakely	Donohoe	Kasson	Pratt	Wells F A
Bloomfield	Duke	Lattin	Quackenbush	Wells L H
Bourke	Ellenbogen	Lord	Richford	Welsh
Brink	Everett	Lown	Rosenberg	Wheelock
Brownlee	Feigenbaum	Machold	Rowe	Whitcomb
Brush	Fenner	Malone	Seaker	Whitehorn

Burnett	Franchot	Martin	Shannon	Williams
Caulfield	Gaffers	McGinnies	Shiplacoff	Wiltie
Cheney	Gage	McNab	Showers	Witter
Claessens	Gardner	McWhinney	Slacer	Youker
Coles	Garfinkel	Mead C L	Snyder	Zimmerman
Copeley	Gaylord	Meyer		

Those who voted in the negative were:

Allen	Donnelly	Kenyon	McElligott	Seelye
Barra	Donohue	Kiernan	McKee	Seesselberg
Bloch	Farrell	Klingmann	McLaughlin	Smith H W
Brackley	Flynn	Leininger	Miller E H	Thayer
Curley	Goldberg	Link	Morris	Twomey
Decker	Hamill	McDonald	O'Hare	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 300, Int. No. 289) entitled "An act to amend the Banking Law, in relation to reserves of banks and trust companies," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn

Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 601, Int. No. 558) entitled "An act to amend the Agricultural Law, in relation to milk and milk products," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Mever	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 510, Int. No. 483) entitled "An act to amend the Town Law, in relation to receiver of taxes and assessments in certain towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltsie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 509, Int. No. 482) entitled "An act making an appropriation for the purpose of deepening the channel of Ellicott creek from the Erie canal to the city line of the city of Tonawanda, and for the repair of the bridges crossing the same," was read the third time, having been printed and upon the desks of the

members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 101

NOES 31

Those who voted in the affirmative were:

Adler	Crane	Gitlow	Meyer	Tallett
Allen	Crowley	Graham	Miller N J	Talmage
Alvord	Davies A E	Hager	Murphy	Taylor A
Ames D H	Davies E O	Harris	Nesbitt	Thayer
Ames H L	Davis E C	Jenks	Orr	Trahan
Amos	Davis G T	Johnson L W	Peck	Tuckerman
Bates	Dobson	Judson	Pierce	Tyler
Bewley	Donohoe	Karlin	Prangen	Voorhees
Blakely	Duke	Kasson	Pratt	Waldman
Bloomfield	Ellenbogen	Kenyon	Quackenbush	Wells F A
Bourke	Everett	Lattin	Richford	Wells L H
Brink	Fallon	Lord	Rosenberg	Welsh
Brownlee	Feigenbaum	Lown	Rowe	Wheelock
Brush	Fenner	Machold	Seaker	Whitcomb
Burtnett	Franchet	Malone	Seelye	Whitehorn
Caulfield	Gaffers	Martin	Shiplacoff	Williams
Cheney	Gage	McGinnies	Showers	Wiltzie
Claessens	Gardner	McNab	Slacer	Witter
Coles	Garfinkel	McWhinney	Snyder	Youker
Copeley	Gaylord	Mead C L	Soule	Zimmerman
Crane				

Those who voted in the negative were:

Barra	Donohue	Klingmann	McKee	Parsons
Belknap	Farrell	Leininger	McLaughlin	Patrzykowski
Bloch	Flynn	Link	Mead J M	Seesselberg
Brackley	Goldberg	McCue	Miller E H	Shannon
Curley	Hamill	McDonald	Morris	Smith H W
Decker	Kiernan	McElligott	O'Hare	Twomey
Donnelly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 487, Int. No. 460) entitled "An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gavlord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 443, Int. No. 419) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Mohawk river at and near Schenectady, in the year nineteen hundred and fourteen, previously dismissed by such court for defects of procedure in filing of the claims, and to render judgment therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 21

Those who voted in the affirmative were:

Adler	Davies E O	Jenks	Mead J M	Slacer
Allen	Davis E C	Johnson L W	Meyer	Smith H W
Alvord	Davis G T	Judson	Miller E H	Snyder
Ames D H	Deeker	Kasson	Miller N J	Soule
Ames H L	Dobson	Kenyon	Murphy	Tallett
Amos	Donnelly	Kiernan	Nesbitt	Talmage
Bates	Donohoe	Klingmann	O'Hare	Taylor A
Bewley	Duke	Lattin	Parsons	Thayer
Blakely	Ellenbogen	Leininger	Patrzykowski	Trahan
Bloomfield	Everett	Link	Peck	Tuckerman
Bourke	Fallon	Lord	Pierce	Twomey
Brink	Farrell	Lown	Prangen	Tyler
Brownlee	Fenner	Machold	Pratt	Voorhees
Brush	Franchot	Malone	Quackenbush	Wells F A
Burnett	Gaffers	Martin	Richford	Wells L H
Caulfield	Gage	McCue	Rowe	Welsh
Cheney	Garfinkel	McElligott	Seaker	Wheelock
Coles	Gaylord	McGinnies	Seelye	Whitcomb
Copeley	Graham	McLaughlin	Seesselberg	Williams
Cowee	Hager	McNab	Shannon	Wiltsie
Crane	Hamill	McWhinney	Shiplacoff	Witter
Crowley	Harris	Mead C L	Showers	Zimmerman
Davies A E				

Those who voted in the negative were:

Barra	Curley	Garfinkel	McDonald	Rosenberg
Belknap	Donohue	Gitlow	McKee	Waldman
Bloch	Feigenbaum	Goldberg	Morris	Whitehorn
Brackley	Flynn	Karlin	Orr	Youker
Claessens				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 396, Int. No. 377) entitled "An act to provide for compensating Spencer J. Stewart for expenses and disbursements incurred by him in successfully defending charges brought against him for his conduct as division engineer of the State Highway Commission, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100

NOES 21

Those who voted in the affirmative were:

Adler	Crane	Hamill	Meyer	Slacer
Allen	Crowley	Harria	Miller N J	Smith H W
Alvord	Curley	Johnson L W	Morris	Soule
Ames D H	Davies A E	Judson	Murphy	Tallett
Ames H L	Davis E O	Kasson	Nesbitt	Talmage
Amos	Davis G T	Kenyon	O'Hare	Taylor A
Bates	Dobson	Klingmann	Parsons	Thayer
Bewley	Donohoe	Lord	Patrzykowski	Trahan
Blakely	Donohue	Lown	Peck	Tuckerman
Bloomfield	Duke	Machold	Pierce	Twomey
Bourke	Everett	Martin	Prangen	Tyler
Brink	Fenner	McCue	Pratt	Voorhees
Brownlee	Flynn	McDonald	Quackenbush	Wells F A
Brush	Franchot	McElligott	Richford	Wells L H
Burnett	Gaffers	McGinnies	Rowe	Welsh
Caulfield	Gage	McKee	Seaker	Whitcomb
Cheney	Gardner	McLaughlin	Seelye	Williams
Coles	Gaylord	McNab	Seesselberg	Wiltzie
Copeley	Graham	McWhinney	Shannon	Witter
Cowee	Hager	Mead C L	Showers	Zimmerman

Those who voted in the negative were:

Belknap	Feigenbaum	Karlin	Miller E H	Snyder
Brackley	Garfinkel	Lattin	Orr	Waldman
Claessens	Gitlow	Leininger	Rosenberg	Whitehorn
Dobson	Jenks	Link	Shiplacoff	Youker
Donnelly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 846, Int. No. 554) entitled "An act for the relief of the town of Cairo, in the county of Greene," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer

Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 847, Int. No. 341) entitled "An act to amend the County Law, in relation to fire districts outside of incorporated villages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler

Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltzie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY, *March 1, 1918.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 525, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen."

CHARLES S. WHITMAN.

Said bill having been announced, Mr. Cowee moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhinney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E O	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kenyon	Nesbitt	Thayer

Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitchorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltsie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Mr. Cowee moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

On page 1, line 4, strike out the words "and the town of Greenfield, Saratoga county."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. L. H. Wells, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Pursuant to notice, Mr. Twomey called up his resolution in reference to the construction of subways in the borough of Queens, introduced February 25th.

Said resolution having been announced,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Everett called up his resolution introduced by Senator Slater, reported by the committee on ways and means February 28th, consideration of which was set down for this day.

Said resolution was read in the words following:

Resolved (if the Assembly concur), That expenses incurred, or to be incurred, of the joint legislative committee appointed pursuant to joint resolution of the Legislature adopted May first, nineteen hundred and seventeen, to investigate the disposition of the sites at Yorktown acquired for the Mohansic State Hospital

and the New York State Training School for Boys, not to exceed ten thousand dollars, be paid from moneys appropriated for the contingent expenses of the Legislature upon the approval of the chairman of such committee and the Temporary President of the Senate or the Speaker of the Assembly. Said amount to include all expense for the printing of the report of said committee.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McWhimney	Showers
Allen	Davies A E	Hamill	Mead C L	Slacer
Alvord	Davies E O	Harris	Mead J M	Smith H W
Ames D H	Davis E C	Jenks	Meyer	Snyder
Ames H L	Davis G T	Johnson L W	Miller E H	Soule
Amos	Decker	Judson	Miller N J	Tallett
Barra	Dobson	Karlin	Morris	Talmage
Bates	Donnelly	Kasson	Murphy	Taylor A
Belknap	Donohoe	Kemyon	Nesbitt	Thayer
Bewley	Donohue	Kiernan	O'Hare	Trahan
Blakely	Duke	Klingmann	Orr	Tuckerman
Bloch	Ellenbogen	Lattin	Parsons	Twomey
Bloomfield	Everett	Leininger	Patrzykowski	Tyler
Bourke	Fallon	Link	Peck	Voorhees
Brackley	Farrell	Lord	Pierce	Waldman
Brink	Feigenbaum	Lown	Prangen	Wells F A
Brownlee	Fenner	Machold	Pratt	Wells L H
Brush	Flynn	Malone	Quackenbush	Welsh
Burtnett	Franchot	Martin	Richford	Wheelock
Caulfield	Gaffers	McCue	Rosenberg	Whitcomb
Cheney	Gage	McDonald	Rowe	Whitehorn
Claessens	Gardner	McElligott	Seaker	Williams
Coles	Garfinkel	McGinnies	Seelye	Wiltsie
Copeley	Gaylord	McKee	Seesselberg	Witter
Cowee	Gitlow	McLaughlin	Shannon	Youker
Crane	Goldberg	McNab	Shiplacoff	Zimmerman
Crowley	Graham			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to notice, Mr. Link called up his resolution in relation to giving aid and comfort to the enemy, introduced February 25th.



Said resolution having been announced,

Mr. Adler moved to refer said resolution to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 4, 1918.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of the Senate bill (No. 237, Rec. No. 3) entitled "An act to continue the corporate existence of the Staten Island Association of Arts and Sciences under the name of Staten Island Institute of Arts and Sciences," for the purpose of transmission to the mayor of the city of New York.

By order of the Senate,  
ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Larney was excused for the week.

Messrs. E. A. Johnson and Kennedy were excused until Wednesday.

Mr. Hooper was excused from to-day's session.

The privileges of the floor were extended to Hon. H. F. Wheeler and Hon. E. C. Gillett.

On motion of Mr. Adler, the House adjourned.

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## TUESDAY, MARCH 5, 1918

The House met pursuant to adjournment.

Prayer by Rev. W. H. Seyfort, Buffalo.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supple-

ment chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and without such benefited area and to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer,' generally" (No. 632, Rec. No. 61), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Highway Law, in relation to completion of contracts" (No. 609, Rec. No. 62), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Code of Civil Procedure, in relation to costs when relator is joined as plaintiff, and compensation of Attorney-General" (No. 201, Rec. No. 63), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Criminal Procedure, in relation to continuing bail upon granting certificate of reasonable doubt" (No. 608, Rec. No. 64), which was read the first time and referred to the committee on codes.

"An act to amend the Prison Law, in relation to time for filing estimates of articles with commission of prisons" (No. 354, Rec. No. 65), which was read the first time and referred to the committee on penal institutions.

"An act to amend the Agricultural Law, in relation to protecting the breeding of purebred stock, and providing a penalty for violation thereof" (No. 612, Rec. No. 66), which was read the first time and referred to the committee on agriculture.

"An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways" (No. 456, Rec. No. 67), which was read the first time and referred to the committee on ways and means.

"An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways" (No. 455, Rec. No. 68), which was read the first time and referred to the committee on ways and means.

“An act to amend the Education Law, relative to the use of certain text-books in the public schools” (No. 695, Rec. No. 69), which was read the first time and referred to the committee on public education.

“An act to amend the Education Law, in relation to patriotic instruction in the schools of the State” (No. 564, Rec. No. 70), which was read the first time and referred to the committee on public education.

“An act to amend the Code of Criminal Procedure, in relation to the appointment of a crier for the court of general sessions of the city and county of New York” (No. 619, Rec. No. 71), which was read the first time and referred to the committee on codes.

“An act to amend the General Corporation Law, in relation to the filing of certificates of surrender of authority by foreign stock corporations, other than monied corporations” (No. 658, Rec. No. 72), which was read the first time and referred to the committee on the judiciary.

“An act to amend chapter six hundred and seventy-six of the Laws of nineteen hundred and ten, entitled ‘An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers,’ in relation to acting justice of such court, and the division of such court into two parts” (No. 133, Rec. No. 73), which was read the first time and referred to the committee on affairs of cities.

“An act to amend the City Local Option Law, in relation to watchers” (No. 649, Rec. No. 74), which was read the first time and referred to the committee on the judiciary.

“An act to amend the County Law, in relation to the compensation of supervisors” (No. 19, Rec. No. 75), which was read the first time and referred to the committee on internal affairs.

“An act to amend the Conservation Law, in relation to size of whitefish” (No. 311, Rec. No. 76), which was read the first time and referred to the committee on conservation.

Mr. Bewley, by request, introduced a bill entitled “An act to amend the Labor Law, in relation to hours of labor for women in certain employments” (Int. No. 872), which was read the first time and referred to the committee on labor and industries.

Mr. Bartnett introduced a bill entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to number of police lieutenants and sergeants" (Int. No. 873), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Highway Law, in relation to highway moneys to be raised by towns" (Int. No. 874), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds" (Int. No. 875), which was read the first time and referred to the committee on affairs of cities.

Mr. Cowee introduced a bill entitled "An act to legalize and confirm tax sales held by the treasurer of Rensselaer county pursuant to chapter two hundred and thirty-six of the Laws of eighteen hundred and sixty, as amended by chapter three hundred and twenty-one of the Laws of eighteen hundred and sixty-six and chapter two hundred and eighty-one of the Laws of eighteen hundred and seventy-four" (Int. No. 876), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Pierce introduced a bill entitled "An act making an appropriation for Luella R. North, widow of Charles H. North, former medical superintendent of Dannemora State Hospital for the Criminal Insane, for the payment to her of the salary which he would have received if he had lived until July first, nineteen hundred and eighteen" (Int. No. 877), which was read the first time first time and referred to the committee on ways and means.

Mr. Thayer introduced a bill entitled "An act to amend the State Finance Law, in relation to the security for State deposits" (Int. No. 878), which was read the first time and referred to the committee on ways and means.

Mr. F. A. Wells introduced a bill entitled "An act to amend the Military Law, in relation to retiring certain employees in the office of the Adjutant-General, and pensioning them, and making

an appropriation therefor" (Int. No. 879), which was read the first time and referred to the committee on ways and means.

Mr. N. J. Miller introduced a bill entitled "An act to amend the Penal Law, in relation to punishment for denial of identity or denial by others of his presence within the jurisdiction of the court on the attempt to serve a summons in a civil action" (Int. No. 880), which was read the first time and referred to the committee on codes.

Mr. Crane introduced a bill entitled "An act to amend the Negotiable Instruments Law, in relation to what constitutes notice of defect" (Int. No. 881), which was read the first time and referred to the committee on general laws.

Mr. McLaughlin introduced a bill entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supplemental thereto,' in relation to employees in the district attorney's office" (Int. No. 882), which was read the first time and referred to the committee on internal affairs.

Mr. McKee introduced a bill entitled "An act to amend the Public Health Law, relative to the sale of proprietary and patent medicines" (Int. No. 883), which was read the first time and referred to the committee on public health.

Mr. Curley introduced a bill entitled "An act to amend the Greater New York charter, in relation to the issue of corporate stock notes" (Int. No. 884), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Tax Law, in relation to appearance of the tax commission by counsel in proceedings for review of assessment of a special franchise" (Int. No. 885), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Caulfield introduced a bill entitled "An act to amend the Greater New York charter, in relation to the trustees of the

benevolent fund of the former city of Brooklyn " (Int. No. 886), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold introduced a bill entitled "An act to restore the Black River canal to a navigable condition for its entire length, by the repair and rebuilding of certain structures thereof, and making an appropriation therefor" (Int. No. 887), which was read the first time and referred to the committee on ways and means.

Mr. Wiltsie introduced a bill entitled "An act to amend the Election Law, in relation to commissioner of elections in the county of Cortland" (Int. No. 888), which was read the first time and referred to the committee on internal affairs.

Mr. Bloomfield introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to deputies, and making an appropriation for increases of salaries" (Int. No. 889), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Adler introduced a bill entitled "An act to amend the City Local Option Law, in relation to expenses, ballots and supplies" (Int. No. 890), which was read the first time.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on revision.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. McGinnies (No. 877, Int. No. 198), entitled "An act to amend the Town Law, in relation to the compensation of election officers."

Also, the bill introduced by Mr. Ellenbogen (No. 454, Int. No. 430), entitled "An act to amend the Judiciary Law, in relation to additional compensation allowed judges in Bronx county."

Also, the bill introduced by Mr. Welsh (No. 477, Int. No. 450), entitled "An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds."

Also, the bill introduced by Mr. Talmage (No. 410, Int. No. 391), entitled "An act to amend the Conservation Law, in relation to size or whitefish."

Also, the bill introduced by Mr. Slacer (No. 199, Int. No. 199), entitled "An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Talmage (No. 483, Int. No. 456), entitled "An act to amend the Conservation Law in relation to suits against employees of the Conservation Commission," reported the same with the following recommendations:

On page 1, line 2, strike out the last word "to" and insert in place thereof "relating to".

Same page, line 3, strike out the first two words, "amend the".

Same page, line 3, strike out "law in relation to" and insert in place thereof the word "of".

On page 1, line 7, strike out "fifteen" and insert in place thereof "eighteen".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Talmage (No. 481, Int. No. 454) entitled "An act to amend the Conservation Law, in relation to non-resident fishing licenses," reported the same with the following recommendation:

On page 1, line 4, before "added" insert "constituting chapter sixty-five of the Consolidated Laws, as".

which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Shiplacoff offered for the consideration of the House a resolution, in the words following:

Resolved, that the committee on labor and industries be discharged from the further consideration of the bill (No. 873, Int. No. 487) entitled "An act to amend section one hundred and eleven of the Labor Law, in relation to the prohibited employment of persons in bakeries during certain hours."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.



Said bill having been announced, Mr. Shiplacoff moved to amend as follows:

Insert new section 1, as follows:

"Section 1. It is the public policy of the State of New York that no person shall be hired nor permitted to work for wages under any conditions or terms than is inconsistent with his health and physical well being and ability to promote the general welfare by his increasing usefulness as a healthy and intelligent citizen.

"It is hereby declared that night work in the baking industries is injurious to the physical health and well being of the persons thus employed and tends to prevent them from acquiring that degree of intelligence that is necessary to make them useful and desirable citizens of the State.

"It is further declared that the conditions surrounding night work in bake shops and factories tends to reduce the quality and wholesomeness of the products, thus jeopardizing the health of the consumer."

Re-number sections "1" and "2" to "2" and "3," respectively, and add the following after the word "day" on page 2, line 3: "except that dough mixing and sponge setting may be performed any time during the twenty-four hours of the day."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Shiplacoff, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That on Wednesday, March 6th, at 12 o'clock noon the Assembly proceed to nominate a member of the Farms and Markets Council.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Alder offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That on Thursday, March 7th, at twelve o'clock noon the Senate and Assembly meet in joint assembly for the purpose of comparing journals in relation to the election of a member of the Farms and Markets Council.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The bill (No. 372, Int. No. 359) entitled "An act to amend the Tax Law, in relation to the assessment of omitted property," having been announced for a third reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 485, Int. No. 458) entitled "An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Oneida county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 19

Those who voted in the affirmative were:

Adler	Crowley	Hamill	Mead J M	Smith H W
Allen	Curley	Harris	Meyer	Snyder
Alvord	Davies A E	Hooper	Miller E H	Soule
Ames D H	Davies E O	Jenks	Miller N J	Sutherland
Ames H L	Davis E C	Johnson L W	Morris	Tallett
Amos	Davis G T	Judson	Murphy	Talmage
Barra	Decker	Kasson	Nesbitt	Taylor A
Bates	Dobson	Kenyon	O'Hare	Thayer
Bewley	Donohoe	Klingmann	Parsons	Trahan
Blakely	Duke	Lattin	Patrzykowski	Tuckerman
Bloch	Ellenbogen	Lord	Peck	Twomey
Bloomfield	Everett	Lown	Pierce	Tyler
Bourke	Fallon	Machold	Prangen	Voorhees
Brackley	Feuron	Malone	Pratt	Wells F A
Brink	Fenner	Martin	Quackenbush	Wells L H
Brownlee	Fitzgerald	McCue	Richford	Welsh
Brush	Franchot	McElligott	Rowe	Wheelock
Burtnett	Gaffers	McGinnies	Seaker	Whitcomb
Caulfield	Gago	McKeon	Seelye	Williams
Cheney	Gardner	McLaughlin	Seesselberg	Wiltzie
Coles	Gaylord	McNab	Shannon	Witter
Copeley	Graham	McWhinney	Showers	Youker
Cowee	Hager	Mead C L	Slacer	Zimmerman
Crane				

Those who voted in the negative were:

Belknap	Feigenbaum	Goldberg	McDonald	Shiplacoff
Claessens	Flynn	Karlin	McKee	Waldman
Donohue	Garfinkel	Leininger	Orr	Whitehorn
Farrell	Gitlow	Link	Rosenberg	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 742, Int. No. 556) entitled "An act to amend the Agricultural Law, in relation to definitions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 10

Those who voted in the affirmative were:

Adler	Crowley	Graham	McLaughlin	Showers
Allen	Curley	Hager	McNab	Slacer
Alvord	Davies A E	Hamill	McWhinney	Smith H W
Ames D H	Davies E O	Harris	Mead C L	Snyder
Ames H L	Davis E C	Hooper	Mead J M	Soule
Amos	Davis G T	Jenks	Meyer	Sutherland
Barra	Decker	Johnson L W	Miller E H	Tallett
Bates	Dobson	Judson	Miller N J	Talmage
Belknap	Donohoe	Kasson	Morris	Taylor A
Bewley	Donohue	Kenyon	Murphy	Thayer
Blakely	Duke	Klingmann	Nesbitt	Trahan
Bloch	Ellenbogen	Lattin	O'Hare	Tuckerman
Bloomfield	Everett	Leininger	Parsons	Twomey
Bourke	Fallon	Link	Patrzykowski	Tyler
Brackley	Farrell	Lord	Peck	Voorhees
Brink	Fearon	Lown	Pierce	Wells F A
Brownlee	Fenner	Machold	Prangen	Wells L H
Brush	Fitzgerald	Malone	Pratt	Welsh
Burtnett	Flynn	Martin	Quackenbush	Wheelock
Caulfield	Franchot	McCue	Richford	Whitcomb
Cheney	Gaffers	McDonald	Rowe	Williams
Coles	Gage	McElligott	Seaker	Wiltzie
Copeley	Gardner	McGinnies	Seelye	Witter
Cowee	Gaylord	McKee	Seesselberg	Youker
Crane	Goldberg	McKeon	Shannon	Zimmerman

Those who voted in the negative were:

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 720, Int. No. 650) entitled "An act to amend the County Law, in relation to salaries of county judge and surrogate of Steuben county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltzie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 536, Int. No. 497) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Seneca county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gago	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltzie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 418, Int. No. 399) entitled "An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees," having been announced for a third reading,

On motion of Mr. McGinnies, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 685, Int. No. 618) entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county

a salaried office, in part, and to regulate the management thereof," in relation to the power of the purchasing committee," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Mitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gago	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gavlord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 715, Int. No. 645) entitled "An act to amend chapter one hundred and eleven of the Laws of eighteen hundred and fifty-one, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' in relation to the opening and closing of polls at election in such village,"

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltzie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 197, Int. No. 197) entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors," having been announced for a third reading,

On motion of Mr. McGinnies, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.



The bill (No. 145, Int. No. 145) entitled "An act to amend chapter three hundred and fifty-four of the Laws of eighteen hundred and eighty-four, entitled 'An act to provide for the care, transportation and commitment and the payment therefor of lunatics, idiots, persons of unsound mind, deaf mutes, orphans, and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany,' in relation to annual payments, to overseers of towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 120, Int No. 120) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gago	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltzie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 744, Int. No. 209) entitled "An act to amend the Insurance Law, in relation to rebating and ... ations,"

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Muller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Bracklëy	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 562, Int. No. 409) entitled "An act to amend the Highway Law, in relation to the closing of highways for repair or construction," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E O	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 811, Int. No. 563) entitled "An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement, resort, refreshments and education, and providing penalty for violation thereof," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 714, Int. No. 644) entitled "An act authorizing the board of trustees of the village of Owego to issue bonds and

to apply the proceeds thereof to the payment of the floating indebtedness incurred by such board for village purposes and to legalize and validate such indebtedness," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E O	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 769, Int. No. 695) entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization,

in and for the county of Greene," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Ålvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E O	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 816, Int. No. 411) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice," was read the third time,

having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 254, Int. No. 249) entitled "An act to amend the Tax Law, in relation to surrogates' compensation and surrogates' assistants in New York, Kings and other counties," having been announced,

Mr. McKee moved to amend as follows:

Page 2, line 6, strike out "one million" and insert "five hundred thousand".



Mr. Shiplacoff moved to recommit said bill to the committee on internal affairs.

Mr. Speaker put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

AYES 44

NOES 70

Those who voted in the affirmative were:

Bates	Copeley	Jenks	Morris	Snyder
Belknap	Decker	Karlin	Nesbitt	Twomey
Bourke	Donnelly	Lattin	O'Hare	Waldman
Brackley	Everett	Leininger	Orr	Wells F A
Brownlee	Feigenbaum	McDonald	Parsons	Whitcomb
Burr	Fitzgerald	McGarry	Rosenberg	Whitehorn
Caulfield	Garfinkel	McKee	Seesselberg	Wiltzie
Claessens	Gitlow	Mead C L	Shiplacoff	Youker
Coles	Hamill	Miller E H	Showers	

Those who voted in the negative were:

Adler	Davis G T	Harris	McKeon	Shannon
Alvord	Dobson	Hooper	McLaughlin	Slacer
Ames H L	Donohoe	Judson	McNab	Soule
Blakely	Duke	Kasson	McWhinney	Tallett
Bloch	Ellenbogen	Kiernan	Meyer	Talmage
Bloomfield	Fearon	Klingmann	Miller N J	Taylor A
Brink	Flynn	Link	Murphy	Trahan
Burnett	Franchot	Lown	Peck	Tyler
Cowee	Gaffers	Machold	Prangen	Voorhees
Crane	Gage	Malone	Pratt	Welsh
Crowley	Gardner	Martin	Quackenbush	Wheelock
Curley	Gaylord	McCue	Richford	Williams
Davies E O	Goldberg	McElligott	Rowe	Witter
Davis E C	Hager	McGinnies	Seelye	Zimmerman

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Meyer, said bill was placed on the order of third reading and referred to the committee on revision.

AYES 62

NOES 54

Those who voted in the affirmative were:

Adler	Curley	Hager	McKeon	Richford
Alvord	Davies E O	Harris	McLaughlin	Seelye
Ames D H	Davis E C	Hooper	McNab	Seesselberg
Ames H L	Davis G T	Judson	McWhinney	Shannon
Bewley	Everett	Kasson	Mead J M	Talmage
Blakely	Fearon	Kenyon	Meyer	Trahan

Bloch	Fenner	Kiernan	Miller N J	Twomey
Bloomfield	Franchot	Klingmann	Murphy	Tyler
Brink	Gaffers	Machold	Patrzykowski	Voorhees
Brush	Gage	Malone	Peck	Welsh
Burtnett	Gaylord	McElligott	Prangen	Witter
Cowee	Goldberg	McGinnies	Quackenbush	Zimmerman
Crowley	Graham			

Those who voted in the negative were:

Amos	Crane	Jenks	Miller E H	Snyder
Bates	Decker	Karlin	Morris	Soule
Belknap	Donnelly	Lattin	Nesbitt	Waldman
Bourke	Donohue	Leininger	O'Hare	Wells F A
Brackley	Duke	Link	Orr	Wheelock
Brownlee	Ellenbogen	Lown	Parsons	Whitcomb
Burr	Feigenbaum	Martin	Pratt	Whitehorn
Caulfield	Flynn	McDonald	Rosenberg	Williams
Claessens	Gardner	McGarry	Rowe	Wiltzie
Coles	Garfinkel	McKee	Shiplacoff	Youker
Copeley	Gitlow	Mead C L	Showers	

The bill (No. 126, Int. No. 126) entitled "An act to amend the Education Law, in relation to the salary of district superintendent," having been announced,

Mr. Parsons moved to amend as follows:

Page 1, line 10, insert a bracket "[ " before "increase".

Line 11, strike out "or decrease" and insert a bracket "]" after "district" and insert in italics "allow".

Page 2, line 1, insert in italics before the period "compensation payable by such supervisory district in addition to the salary paid him by the State, and may thereafter by a like vote decrease or disallow such additional compensation".

Line 1, enclose "thereupon" in brackets.

Line 3, after "of" insert in italics "an additional allowance under this subdivision or of any decrease or disallowance thereof"; insert a bracket "[ " before "such" and a bracket "]" after "increase"; strike out the italicized words.

Line 4, insert a bracket "[ " before "such" and a bracket "]" after "amount" and insert after "tax" in italics "any additional allowance made under this subdivision".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 914, Int. No. 535) entitled "An act to amend the Town Law, in relation to the reduction of the number of

justices of the peace to one, and the election and power of town trustees," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 916, Int. No. 415) entitled "An act to amend the City Local Option Law, in relation to watchers," was read the second time.

On motion of Mr. Crane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 917, Int. No. 235) entitled "An act to amend the Conservation Law, in relation to the open season for grouse," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 918, Int. No. 387) entitled "An act to amend the Conservation Law, in relation to restricting the taking of crabs," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 630, Int. No. 455) entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the Assembly bill (No. 351, Senate Reprint No. 616, Int. No. 58) entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases," with a message that they have concurred in the passage of the same with the following amendments:

Page 3, strike out lines 17-26 and insert in italics the following:

In a year when a special city election may be held under the provisions of the City Local Option Law, the board of estimate and apportionment shall include in the annual estimate and estimate of probable revenues from the excise tax based upon the number of liquor licenses in force, if any, in such city at the time such

annual estimate is made; and in case there are no liquor licenses in force at the time the annual estimate is made, the board of estimate and apportionment shall omit from the annual estimate any estimate of probable revenues from the excise tax and include as its estimate of probable revenues only those derived from other sources. If such election be held and the result thereof alters the probable revenues from the excise tax, a supplemental estimate shall be made and filled, revising and suplying or striking out, according to the result of the election, any items omitted or included therein upon the bases of there being probable revenues or no probable revenues from such tax. Such supplemental estimate, if any, shall be made and filed as soon as practicable after such board shall ascertain the necessary facts and not later than the completion of the tax budget in time for the annual tax levy as provided by law. On demand by such board, the secretary of the board of canvassers shall certify as to the result of the vote at any such election. In any case where a special election or the result of a vote thereat is the subject of judicial proceedings a county clerk in whose office an order is filed or entered affecting such election or vote shall notify such board of the filing or entry of the order immediately thereafter. Any such supplemental estimate shall be deemed a part of the annual estimate and amendatory thereof."

Page 4, strike out lines 1-20, inclusive.

Mr. Fearon moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer

Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltzie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 106, Senate Reprint No. 618, Int. No. 106) entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries," with a message that they have concurred in the passage of the same with the following amendments:

In the first line of the title, strike out everything after the word "To" and insert "authorize the village of Saltaire in the county of Suffolk to maintain and operate".

In the second line of the title strike out "and operating" and strike out "borrowing" and insert in place thereof "borrow".

Page 1, strike out lines 1 to 7, inclusive.

Line 8, strike out "water" and insert before "may" "Section 1. The village of Saltaire in the county of Suffolk".

Change lines 8, 9 and 10 from italics to roman.

Line 10, after "them" insert "between the village and the main body of the town of which it forms a part,".

Page 2, change lines 1 to 8 from italics to roman.

Line 4, strike out "this chapter" and insert "The Village Law".

Mr. Murphy moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wiltsie
Cowee	Gavlord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 189, Senate Reprint No. 617, Int. No. 189) entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs," with a message that they have concurred in the passage of the same with the following amendments:

Page 2, strike out lines 1 to 5, both inclusive.

Mr. Machold moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Graham	McNab	Showers
Allen	Davies A E	Hager	McWhinney	Slacer
Alvord	Davies E O	Hamill	Mead C L	Smith H W
Ames D H	Davis E C	Harris	Mead J M	Snyder
Ames H L	Davis G T	Hooper	Meyer	Soule
Amos	Decker	Jenks	Miller E H	Sutherland
Barra	Dobson	Johnson L W	Miller N J	Tallett
Bates	Donohoe	Judson	Morris	Talmage
Belknap	Donohue	Karlin	Murphy	Taylor A
Bewley	Duke	Kasson	Nesbitt	Thayer
Blakely	Ellenbogen	Kenyon	O'Hare	Trahan
Bloch	Everett	Klingmann	Orr	Tuckerman
Bloomfield	Fallon	Lattin	Parsons	Twomey
Bourke	Farrell	Leininger	Patrzykowski	Tyler
Brackley	Fearon	Link	Peck	Voorhees
Brink	Feigenbaum	Lord	Pierce	Waldman
Brownlee	Fenner	Lown	Prangen	Wells F A
Brush	Fitzgerald	Machold	Pratt	Wells L H
Burtnett	Flynn	Malone	Quackenbush	Welsh
Caulfield	Franchot	Martin	Richford	Wheelock
Cheney	Gaffers	McCue	Rosenberg	Whitcomb
Claessens	Gage	McDonald	Rowe	Whitehorn
Coles	Gardner	McElligott	Seaker	Williams
Copeley	Garfinkel	McGinnies	Seelye	Wilsie
Cowee	Gaylord	McKee	Seesselberg	Witter
Crane	Gitlow	McKeon	Shannon	Youker
Crowley	Goldberg	McLaughlin	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the concurrent resolution in relation to the joint assembly for comparing journals in relation to the election of a member of the Farm and Markets Council, with a message that they have concurred in the passage of the same without amendment.

The Senate returned the Senate bill (No. 321, Assembly Reprint No. 810, Rec. No. 33) entitled "An act to extend the time of the Rome and Osceola Railroad Company to complete the construction of its road and put it in operation," with a message that they have concurred in the amendments of the Assembly made thereto.



Ordered, That the Clerk return said bill to the Senate.

Also, the bill (No. 323, Int. No. 312) entitled "An act to amend the Highway Law, in relation to registration fees of motor vehicles."

Also, the bill (No. 64, Int. No. 64) entitled "An act to amend chapter eight hundred and fifty-one of the Laws of nineteen hundred and eleven, entitled 'An act to establish a State college of forestry at Syracuse University and making an appropriation therefor,'" with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Mr. McArdle was excused from the sessions of the week.

The privileges of the floor were extended to Hon. Walter Law, Hon. George W. Doughty, Hon. Stewart McKnight, Hon. J. Wood.

On motion of Mr. Adler, the House adjourned.

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### WEDNESDAY, MARCH 6, 1918

The House met pursuant to adjournment.

Prayer by Rev. Harold S. Metcalf, Gloversville.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the State Engineer and Surveyor and Superintendent of Public Works conducted under provisions of chapter 743 of Laws of 1917 (Route Improved Erie Canal), which was laid upon the table and ordered printed.

(See Document.)

Mr. Bewley introduced a bill entitled "An act to amend the Labor Law, in relation to the salaries of the third deputy commissioner and of the counsel of the commission" (Int. No. 891), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the charter of the city of Lockport, in relation to number of police sergeants" (Int. No. 892), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Lockport, generally" (Int. No. 893), which was read the first time and referred to the committee on affairs of cities.

Also, "An act authorizing the city of Lockport to issue bonds for the purpose of acquiring property located in the city of North Tonawanda, New York, belonging to the Tonawanda Iron and Steel Company, for the use of the system of water works for said city, and to be used as a pumping station, and to settle the condemnation action commenced by said city against said steel company for the taking thereof and costs and disbursements in connection therewith" (Int. No. 894), which was read the first time and referred to the committee on affairs of cities.

Mr. Brink introduced a bill entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers,' generally" (Int. No. 895), which was read the first time and referred to the committee on affairs of cities.

Mr. Donnelly introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to declaring court attendants to be peace officers" (Int. No. 896), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Civil Service Law, in relation to preference allowed honorably discharged soldiers, sailors and marines of the war or wars declared in the year nineteen hundred and seventeen" (Int. No. 897), which was read the first time and referred to the committee on the judiciary.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, relative to proceedings against and the liquidation of delinquent insurance corporations" (Int. No. 898), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Insurance Law, in relation to the transfer of deposits by the Superintendent of Insurance to a receiver" (Int. No. 899), which was read the first time and referred to the committee on insurance.

Mr. C. L. Mead introduced a bill entitled "An act to amend the Prison Law, in relation to release on parole of prisoners on indeterminate sentence" (Int. No. 900), which was read the first time and referred to the committee on penal institutions.

Mr. Parsons introduced a bill entitled "An act to amend the Transportation Corporations Law, in respect to stage routes, bus lines and motor vehicle lines carrying passengers for hire in cities or villages" (Int. No. 901), which was read the first time and referred to the committee on affairs of villages.

Mr. Trahan introduced a bill entitled "An act to amend the Town Law, in relation to compensation of town superintendent of highways in certain towns" (Int. No. 902), which was read the first time and referred to the committee on internal affairs.

Mr. Tuckerman introduced a bill entitled "An act to amend the Tax Law, in relation to exempting from the transfer tax property devised or bequeathed to a library corporation" (Int. No. 903), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Quackenbush introduced a bill entitled "An act to amend the General Business Law, in relation to bottles or jars for milk and cream" (Int. No. 904), which was read the first time and referred to the committee on general laws.

Mr. Adler introduced a bill entitled "An act to amend the State Charities Law, in relation to the commitment and care of the feeble-minded, and making an appropriation therefor" (Int. No. 905), which was read the first time and referred to the committee on ways and means.

Mr. Crane introduced a bill entitled "An act to create a department for the placing of dependent children for the county of Onondaga" (Int. No. 906), which was read the first time and referred to the committee on internal affairs.

Mr. McWhinney introduced a bill entitled "An act to release to the Nassau Industrial School the right, title and interest of the people of the State of New York in and to certain lands at Lawrence, Nassau county, New York, of William Smith, deceased, and to confirm the title of the grantee" (Int. No. 907), which was read the first time and referred to the committee on ways and means.

Mr. G. T. Davis introduced a bill entitled "An act to amend the State Charities Law, in relation to money earned by inmates of the Rome State Custodial Asylum while on parole" (Int. No. 908), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the State Finance Law, in relation to the Rome State Custodial Asylum making provision relative to colony earnings" (Int. No. 909), which was read the first time and referred to the committee on ways and means.

Mr. Meyer introduced a bill entitled "An act to amend the Labor Law, in relation to employment and hours of labor of females on railroads" (Int. No. 910), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to employment of women as messengers and the hours of labor in such occupation" (Int. No. 911), which was read the first time and referred to the committee on labor and industries.

Mr. Adler introduced a bill entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' generally" (Int. No. 912), which was read the first time and referred to the committee on affairs of cities.

Mr. Showers introduced a bill entitled "An act to provide for establishing a portion of the north boundary line of the county of Ulster, and being a portion of the south boundary line of the county of Greene and known as the north boundary line of Great Lot Number Eight, Hardenburgh Patent, and making an appropriation therefor" (Int. No. 913), which was read the first time and referred to the committee on ways and means.

Mr. J. M. Mead introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the State fund and self insurance" (Int. No. 914), which was read the first time and referred to the committee on the judiciary.

Mr. Bewley introduced a bill entitled "An act to amend the Labor Law, in relation to floor area and required exits, stairways, notice of issuance of permits for building construction, fire alarm systems and fire drills, smoking and cleanliness in factories" (Int. No. 915), which was read the first time and referred to the committee on labor and industries.

Mr. McLaughlin introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to parties and the withdrawal of moneys in partition actions from the county treasurer's or city chamberlain's office" (Int. No. 916), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to punishment for public intoxication and disorderly conduct" (Int. No. 917), which was read the first time and referred to the committee on affairs of cities.

Mr. N. J. Miller introduced a bill entitled "An act to amend the city Local Option Law, in relation to filing with the State Commissioner of Excise statement and certificate of result of election" (Int. No. 918), which was read the first time and referred to the committee on excise.

Mr. Curley introduced a bill entitled "An act to amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees" (Int. No. 919), which was read the first time and referred to the committee on affairs of cities.

Mr. Peck introduced a bill entitled "An act to repeal section five hundred and eighty-six of the Town Law, relating to the compensation of certain town officers in the counties of Rockland and Orange" (Int. No. 920), which was read the first time and referred to the committee on internal affairs.

Also, "An act to repeal chapter seventy-four of the Laws of eighteen hundred and seventy-nine, entitled 'An act in relation to the temporary relief of the poor in the town of Haverstraw, Rockland county'" (Int. No. 921), which was read the first time and referred to the committee on internal affairs.

Mr. Shannon introduced a bill entitled "An act making an appropriation to reimburse the city of Troy and the town of Waterford for money erroneously paid to the State" (Int. No. 922), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them" (Int. No. 923), which was read the first time and referred to the committee on the judiciary.

Mr. Fearon introduced a bill entitled "An act to amend the Second Class Cities Law, in relation to assessments for municipal lighting" (Int. No. 924), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Curley	Hamill	McNab	Smith E A
Allen	Davies A E	Harris	McWhinney	Smith H W
Alvord	Davies E O	Hooper	Mead C L	Spyder
Ames D H	Davis E C	Jenks	Mead J M	Soule
Ames H L	Davis G T	Johnson E A	Meyer	Sutherland
Amos	Decker	Johnson L W	Miller E H	Tallett
Barra	Dobson	Judson	Miller N J	Talmage
Bates	Donnelly	Karlin	Mitchell	Taylor A
Belknap	Donohoe	Kasson	Morris	Taylor F J
Bewley	Donohue	Kenyon	Murphy	Thayer
Blakely	Duke	Kiernan	Nesbitt	Trahan
Bloch	Ellenbogen	Klingmann	O'Hare	Tuckerman
Bloomfield	Everett	Lattin	Orr	Twomey
Bourke	Farrell	Leininger	Parsons	Tyler
Brackley	Fearon	Link	Patrzykowski	Voorhees
Braun	Feigenbaum	Lord	Peck	Waldman
Brink	Fenner	Lown	Pierce	Wells F A
Brownlee	Fitzgerald	Machold	Prangen	Wells L H
Brush	Flynn	Malone	Pratt	Welsh
Burr	Franchot	Martin	Richford	Wheelock
Burnett	Gaffers	McArdle	Rosenberg	Whitcomb
Caulfield	Gage	McCue	Rowe	Whitehorn
Cheney	Gardner	McDonald	Seaker	Williams
Claessens	Garfinkel	McElligott	Seelye	Wiltzie
Coles	Gaylord	McGarry	Seesselberg	Winter
Copeley	Gitlow	McGinnies	Shannon	Witter
Cowee	Goldberg	McKee	Shiplacoff	Youker
Crane	Graham	McKeon	Showers	Zimmerman
Crowley	Hager	McLaughlin	Slacer	Speaker

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

At eleven o'clock and thirty minutes A. M., the House took a recess of twenty minutes.

## ELEVEN O'CLOCK AND FIFTY MINUTES A. M.

The House again convened.

On motion of Mr. Adler, the nomination of a member of the Farm and Market Council was postponed until four thirty o'clock P. M.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. McNab (No. 29, Int. No. 29), entitled "Concurrent resolution of the Senate and Assembly ratifying the proposed amendment to the Constitution of the United States, relating to prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Crane, Pierce, Rowe, Lown, Snyder. Those who voted in the negative were: Messrs. Bourke, Tuckerman, Goldberg, Bloch, O'Hare.

Mr. Tuckerman dissented therefrom on the following grounds:

First: This proposed amendment is not now lawfully before the Legislature of this State for ratification because the requirement of Article V of the Constitution of the United States that two-thirds of both houses of the Congress shall deem the same necessary was not complied with.

Second: This proposed amendment is objectionable in its present form, as has been pointed out by the Bar Associations of the State of New York and of the city of New York:

(A) Because it provides that the Congress and the several States shall have concurrent power to enforce the article by appropriate legislation.

(B) Because it places a limit of seven years for the ratification thereof by the Legislatures of the several States.

Third: This proposed amendment is objectionable because it seeks to change a foundation principle of the government that the personal and private actions of the citizens shall be regulated by the Legislatures of the several States, and no opportunity has been offered to the people of this State to express their wishes by vote as to this proposed revolutionary change in their government.



Fourth: This proposed amendment was not voted upon by the Congress until after the election of the present Legislature of this State.

Fifth: No time could be lost by the postponement of action upon the proposed amendment by the Legislature of this State, because it is impossible to obtain action upon this proposed amendment by the Legislatures of three-fourths of the States this year.

ELIOT TUCKERMAN.

March 5, 1918.

We, the undersigned, concur in Mr. Tuckerman's dissenting report.

WILLIAM H. O'HARE.

MARTIN BOURKE.

MARK GOLDBERG.

MAURICE BLOCH.

Mr. Speaker stated the question to be upon agreeing to the favorable report of the committee.

Debate was had.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

AYES 91

NOES 53

Those who voted in the affirmative were:

Adler	Crane	Gaylord	Martin	Showers
Allen	Crowley	Gitlow	McGinnies	Slacer
Alvord	Davies A E	Graham	McNab	Snyder
Ames D H	Davies E O	Hager	McWhinney	Soule
Ames H L	Davis E C	Harris	Meyer	Tallett
Bates	Davis G T	Hooper	Nesbitt	Talmage
Belknap	Dobson	Jenks	Orr	Thayer
Bewley	Donohoe	Johnson E A	Parsons	Tyler
Blakely	Duke	Johnson L W	Peck	Voorhees
Bloomfield	Everett	Judson	Pierce	Waldman
Brink	Fearon	Karlin	Prangen	Wells L H
Brownlee	Feigenbaum	Kasson	Pratt	Wheelock
Brush	Fenner	Kenyon	Richford	Whitcomb
Burnett	Franchot	Lattin	Rosenberg	Whitehorn
Cheney	Gaffers	Link	Rowe	Wiltzie
Claessens	Gage	Lord	Seaker	Witter
Coles	Gardner	Lown	Seelye	Youker
Copeley	Garfinkel	Machold	Shiplacoff	Zimmerman
Cowee				

Those who voted in the negative were:

Amos	Donohue	Malone	Miller E H	Smith H W
Barra	Ellenbogen	McArdle	Miller N J	Sutherland
Bloch	Farrell	McCue	Mitchell	Taylor A

Bourke	Fitzgerald	McDonald	Morris	Taylor F J
Brackley	Flynn	McElligott	Murphy	Trahan
Braun	Goldberg	McGarry	O'Hare	Tuckerman
Burr	Hamill	McKee	Patrzykowski	Twomey
Caulfield	Kiernan	McKeon	Seesselberg	Welsh
Curley	Klingmann	McLaughlin	Shannon	Williams
Decker	Larney	Mead C L	Smith E A	Winter
Donnelly	Leininger	Mead J M		

Mr. Adler moved that said bill be made a special order on second and third reading for Tuesday next.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The vote being ayes 76, noes 54.

Mr. Malone moved to reconsider the vote by which the motion to make said bill a special order was lost.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to make said bill a special order, and it was determined in the affirmative.

Mr. Pratt, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Slater (No. 370, Rec. No. 20), entitled "An act to amend the Real Property Law, in relation to discharge of mortgages," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder, Goldberg, Bloch, O'Hare.

which report was agreed to, and said bill placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Blakely (No. 774, Int. No. 700), entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix

and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer,' generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Seesselberg (No. 727, Int. No. 657), entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond, providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks, and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Ames, H. L., Alvord, Parsons, Belknap.

Also Assembly bill introduced by Mr. McWhinney (No. 753, Int. No. 679), entitled "An act to amend the Town Law, in relation to additional supervisors in certain towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Alvord, Parsons. Those who voted in the negative were: Messrs. Ames, Belknap.

Also, Assembly bill introduced by Mr. Copeley (No. 95, Int. No. 95), entitled "An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Hagar, Burtnett, Ames, Alvord, Parsons, Belknap. Those who voted in the negative were: Messrs. Thayer, Kasson, Cheney, Murphy, Harris.

Also, Assembly bill introduced by Mr Burtnett (No. 416, Int. No. 397), entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

Also, Assembly bill, introduced by Mr. Duke (No. 915, Int. No. 376), entitled "An act to amend the County Law, in relation to county tuberculosis hospitals," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

Also, Assembly bill introduced by Mr. Burtnett (No. 748, Int. No. 674), entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

Also, Assembly bill introduced by Mr. Alvord (No. 934, Int. No. 822), entitled "An act changing the name of the town of Germantown, in the county of Columbia, to the town of Viewmount," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.  
which reports were agreed to, and said bills placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was recommitted Assembly bill introduced by Mr. D. H. Ames (No. 129, Int. No. 129), entitled "An act to amend the County Law, in relation to compensation of supervisors," reported

in favor of the passage of the same, with the following amendments:

On page 2, line 7, after the word "Onondaga" insert the word "Otsego."

On page 2, line 20, strike out the word "county" and insert in place thereof the word "counties".

On page 2, line 20, after the word "Cattaraugus" insert the words "and Otsego".

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and restored to the order of second reading.

Mr. L. H. Wells from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Whitcomb (No. 224, Int. No. 233), entitled "An act to amend the County Law, in relation to providing for an annual budget," reported in favor of the passage of the same, with the following amendments:

Page 1, strike out "to amend the County Law" in line 2 of title and insert before the period after "budget" "in Broome county." Strike out lines 1 to 10, both inclusive.

Page 2, strike out lines 1 and 2.

Line 3, strike out "251 and Application" and insert "1. ADOPTION OF BUDGET SYSTEM." Strike out "any" and insert "the" and after "county" insert "of Broome".

Line 5, strike out "article" and insert "act".

Line 6, strike out "252" and insert "2"; strike out all after the period.

Line 7, insert before "the" "Upon the adoption of"; strike out "shall have been adopted".

Line 18, strike out "253" and insert "3".

Page 3, line 6, strike out "254" and insert "4".

Line 16, strike out "255" and insert "5".

Page 4, line 25, change "2" to "6".

Those who in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and place on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Slater (No.

575, Rec. No. 56), entitled "An act to amend the Highway Law, in relation to claims for damages reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs, Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Youker (No. 434, Int. No. 9), entitled "An act to amend the Real Property Law, in relation to registering title to real property," reported in favor of the passage of the same, with the following amendments:

Section 370, page 2, lines 6, 7 and 8, omit all matter in italics and insert in place thereof the following in italics: "or where special circumstances are shown making it impracticable for the owner to make such petition in person, by an agent acting under a power of attorney acknowledged in the same manner as a deed to be recorded."

Page 2, line 14, after the period insert in italics "Any other party to the proceeding may be known as a defendant."

Page 2, lines 8 and 9, place brackets around phrase "or by an attorney at law duly authorized so to do".

Page 3, line 8, omit "or a referee".

Page 4, line 25, omit "requires," and insert in place thereof "warrants".

Page 4, line 24, omit brackets.

Page 5, line 3, omit "is" and insert in place thereof "has qualified as".

Page 5, line 3, omit quotation marks.

Line 4, omit bracket.

Lines 4 to 14, inclusive, omit matter in italics.

Page 5, line 23, change "section" to "sections"; after "seventy-five" insert "and three hundred and seventy-six"; change "is" to "are".

Page 6, line 3, omit "already".

Page 6, between lines 14 and 15, insert:

"§ 376. Disposition [and use] of fees received by registrar. All fees received by a registrar, for the performance of the duties devolving upon him and upon the official examiner of titles, pursuant to this article, shall be disposed of in the same [such] manner as [the other] are fees paid to county clerks and registers[, with the following proviso: In those counties where registrars

under this article are or shall become salaried officials, all fees paid for the registration of titles shall be kept separate by the registrars and serve, so far as they are necessary or adequate, to pay the expenses of registering titles and the other duties for which charges are made]. It shall be the duty of the local authorities who provide for county expenses to provide such accommodations, help, safes, books, papers and for such other expenses as may properly be required by the registrar in the conduct of his office."

Page 6, line 15, change "section" to "sections"; after "seventy-seven" insert "and three hundred and seventy-eight".

Line 17, change "is" to "are".

Section 377, page 7, line 2, insert bracket after the period after the word "title" and insert the following new matter in italics: "The registrar in any county is authorized to appoint one or more official examiners of title who shall be qualified in accordance with the provisions of law and such rules as may be adopted by the Court of Appeals."

Page 7, line 2, place bracket before the word "the".

Page 7, line 7, place bracket after the period after the word "property," and insert the following new matter in italics: "The Court of Appeals shall prescribe such rules as it deems expedient with respect to ascertaining the fitness and qualifications of individuals for appointment as official examiners of title. Such rules may provide that the length of time during which candidates have practiced law and the experience they have had in the examination of titles to real property shall be taken into consideration in determining their qualifications. Every official examiner of title must be an attorney and counsellor-at-law of this State. Subject to rules hereafter adopted by the Court of Appeals, attorneys and counsellors-at-law heretofore duly licensed as official examiners of title shall be eligible for appointment as official examiners of title."

Page 7, line 7, place bracket before words "In the case of".

Page 8, strike out all brackets and new matter on this page.

Page 9, line 2, insert bracket after the period after the word "him".

Page 9, line 2, strike out words "such positions of".

Page 9, lines 3 to 10, inclusive, strike out all matter in italics.

Page 9, line 11, strike out bracket at beginning of line; place brackets around word "no" and insert thereafter the following words in italics: "the registrar shall fail to appoint an".

Page 9, line 11, place brackets around phrase "is designated or appointed".

Page 9, line 12, place bracket before word "designated".



Page 9, line 14, place bracket after the word "county" and insert thereafter the following new matter in italics: "of the Supreme Court to which petition is made to register any land in such county".

Page 9, line 15, insert after the word "upon" the following words in italics: "that petition". Place bracket before the words "such terms".

Page 10, lines 11 to 14, inclusive, strike out all brackets and new matter and insert a bracket before the word "No" on line 11 and after the period on line 14.

Page 10, following line 14, insert the following new matter in italics:

"No person who is the attorney or counsel or otherwise interested in a proceeding to register titles to real property, shall act as official examiner of title in such proceeding."

Page 10, just before line 15 insert:

"§ 378. What owners may apply; what titles may be registered. Petition [Application] for registration of title may be made by the following persons: First. The person or persons who claim, singly or collectively, to own in fee simple the legal estate in land, or in some right in or over land, and who hold and possess such land or such right.

"Second. The person or persons who claim, singly or collectively, to own a contract for the purchase in fee simple of the legal estate in land, or in some right in or over land, from the owner thereof[, upon the duly acknowledged consent of the owner of the fee which consent may be incorporated in the contract]. Such contract must be with the owner of the fee and acknowledged as a deed to be recorded, and must be filed with the petition. Registration in the name of the holder of the contract shall not be made, except on the production of a proper transfer of title under and pursuant to the contract from a transferrer in possession, or the consent in writing, duly acknowledged, of the proposed vendor in possession and named in the contract and his wife, if he be married. Such transfer or consent may be made after the commencement of the registration proceeding. [action.]

"Third. The person or persons who claim, singly or collectively, to have the power of appointing or disposing in fee simple of the legal estate in land, or in some right in or over land.

"No title to a mortgage, lien, trust, charge or estate less than a fee simple shall be registered, unless the title to the legal estate in fee simple in the same property is first registered.

"When the [application,] petition is made by the holder of a contract to purchase, it shall refer to the ownership of the proposed vendor, and to the contract of purchase and sale.

"It shall not be an objection to bringing real property under this article that the estate or interest of the petitioner [applicant] is subject to any outstanding lesser estate, mortgage, trust, charge, or other lien or right. But any lesser estate, mortgage, trust, charge, or other lien or right shall be duly noted on the certificate of title when issued."

Section 379, page 12, line 18, after the semi-colon after the word "incapacitated" insert the following words in italics: "the owners in fee simple of the surrounding contiguous properties, and their post-office addresses, so far as they are known or can be reasonably ascertained by inquiry on such property".

Page 13, line 11, insert at end of sentence before the period the following in italics: "except as to tenancies under leases for periods not exceeding one year".

Page 13, line 14, after the word "property" insert in italics: "on the basis of the last assessment for local taxation".

Section 380, page 15, lines 4 to 14, inclusive, strike out all of the italicised matter and insert instead thereof the following new matter in italics: "Immediately upon the filing of the petition the court shall enter an order referring the matter to one of the official examiners of title appointed in the county as provided in section three hundred and seventy-seven of this chapter and directing the registrar to give notice of the hearing upon the petition as provided in section three hundred and eighty-five of this chapter, to the parties named in the petition. The order shall also direct the registrar to give such notice to such additional persons as the preliminary report of the official examiner of title shows should be made parties to the proceeding, unless the petitioner shall file with the registrar a waiver of the requirement that any such additional persons be made parties to the proceeding and a request that such notice be given forthwith to the parties named in the petition. In case such waiver and request is filed the registrar shall give such notice only to the persons named in the petition as parties to the proceeding. In any event, however, the determination of the question as to sufficiency of parties and as to due service of notice shall be for the court as herein provided. As soon as possible after the petition is referred to him the official examiner of title shall file a preliminary report with the registrar as to the sufficiency of the parties named in the petition and as to what additional persons, if any, should be made parties to the proceeding.

"The official examiner of title shall forthwith proceed to examine the title and investigate the facts stated in the petition or otherwise brought to his notice, and shall make a report in writing to the court of the substance of the proof and his conclusions therefrom."

Page 16, line 13, place brackets around word "and" and insert thereafter the word "or" in italics.

Page 16, line 14, before the words "any right" insert the word "of" in italics.

Page 17, line 19, strike out the word "and" after the word "county" and insert instead thereof the following words in italics; "unless otherwise directed by the court and the same".

Page 19, lines 22 and 23, omit "approved by," and insert in place thereof "and shall be subject to the approval of".

Page 21, line 17, place brackets around words "if it were".

Page 21, line 20, after the last bracket and before the period insert the following sentence in italics: "and shall be given a petition number, beginning with number one for the first petition filed and so on in numerical order, and also a serial number."

Page 22, line 9, before the words "any application" insert the words "the filing of" in italics.

Page 22, line 10, place brackets around word "of," after the word "title" and insert in place thereof the word "to" in italics.

Page 22, line 14, place brackets around word "of".

Page 22, line 15, after word "title" insert words "is filed" in italics.

Page 23, between lines 5 and 6, insert:

"§ 11. Section three hundred and eighty-four of such chapter, as amended by chapter five hundred and forty-seven of the Laws of nineteen hundred and sixteen, is hereby further amended to read as follows:

"§ 384. Agent or nonresident petitioner [applicant]. If the petitioner [applicant] is not a resident of the State, he shall file with his petition [application] a paper appointing an agent residing in the State, giving his name in full, place of residence with street number, if any, and post-office address, and shall therein agree that the service of any legal process, in proceedings under or growing out of the petition [application], shall be of the same legal effect, if made on the said agent, as if made on the petitioner [applicant] within the State. If the agent dies, or becomes incapacitated, or removes from the State, the petitioner [applicant] shall forthwith make another appointment; and if he fails to do so within a reasonable time, the court may dismiss the petition [application]."

Page 23, line 6, change "11" to "12".

Page 27, line 8, insert after the comma, before words "the registrar" the following words in italics: "and upon receiving the preliminary report of the official examiner of title as to the

sufficiency of parties or the waiver thereof by the petitioner as provided in section three hundred and eighty of this chapter".

Page 27, line 16, strike out the words "person named in the application" and insert instead thereof the words: "party to the proceeding" in italics.

Page 27, line 22, after the period insert the following words in italics: "The registrar shall also cause the notice of such proceeding and hearing to be posted, at least fourteen days before the return day, in a conspicuous place on each parcel of land affected by the proceeding."

Page 27, line 24, after the word "mailing" and before the comma, insert the following words in italics: "and that the notice has been duly posted upon the land".

Page 27, line 24, insert the words "with affidavits in support of the same or" after word "case".

Page 27, line 26, strike out the word "and" after the word "publication" and insert a comma in place thereof; also insert after the word "mailing" the words "and the posting on the land" in italics.

Page 28, line 7, strike out the word "No" and insert in place thereof the words "Unless the court otherwise directs no", in italics.

Page 29, line 6, change "12" to "13".

Section 386, page 30, line 2, strike out the word "adverse".

Page 30, line 12, strike out the words "adverse parties as prescribed in section three hundred and seventy-nine" and insert in place thereof the words "other parties to the proceeding".

Page 30, line 23, insert the word "any" before the word "decree".

Page 31, line 1, change "13" to "14".

Page 31, line 3, omit the words "further amended to read" and insert in place thereof "repealed."

Lines 4 to 14, inclusive, omit all of these lines.

Line 15, change "14" to "15".

Section 388, page 32, line 1, strike out the word "of" and insert instead thereof the words "or by".

Page 32, line 19, after the word "final" insert the words "order or" in italics; also place brackets around the word "action" and insert immediately thereafter the words "the proceeding" in italics.

Page 33, line 2, insert at end of sentence a new sentence in italics to read as follows: "No issue requiring a trial shall be raised by the answer of a guardian ad litem of any minor party or party under other disability unless it shall affirmatively appear by the official examiner's report or by the answer of the guardian ad litem that such minor party or party under other disability

has an interest adverse to the title or interest sought to be registered."

Page 33, line 3, change "15" to "16".

Page 33, line 18, change "16" to "17".

Page 34, line 18, after the word "assessments" insert "that may at that time be a lien".

Page 35, line 25, change "17" to "18".

Page 36, line 11, strike out words: "the following", and after "section" before the period insert in italics "three hundred and ninety-three of this chapter".

Between lines 21 and 22 insert:

"§ 19. Section three hundred and ninety-two of such chapter is hereby amended to read as follows:

"§ 392. Fraud; action to set aside the final order or judgment or to recover the property. Any title registration procured by or as the result of fraud may be set aside, in the same manner and by the same proceedings as in case of a deed obtained by fraud, provided that such proceedings for setting aside the registration shall not injuriously affect the rights of an innocent purchaser or incumbrancer of the property after such registration, for value and without actual notice of the fraud, and provided further that the action or other proceeding to set aside such registration be commenced within ten years from the time when the final order or judgment of registration was entered. No action or proceeding shall lie or be commenced, except on the ground of fraud as above stated, to set aside any final order or judgment of registration or to modify or affect the same or for the recovery of registered property or any estate, right or interest in or lien upon the same or any part thereof, or to make any entry thereof, adversely to the title or interest registered therein, as directed by a final order or judgment of the court, unless such action or proceeding is commenced within [six months] thirty days after such final order or judgment of registration is entered."

Line 22, change "18" to "20".

Page 37, line 7, after "The clerk" insert "of a county in which there is a register".

Page 37, line 15, change "19" to "21".

Line 23, after "the" insert in italics "final order or".

Page 38, line 13, change "20" to "22".

Page 41, line 13, change "21" to "23".

Page 42, line 9, change "22" to "24".

Page 43, line 17, change "23" to "25".

Page 45, line 2, change "24" to "26".

Page 46, line 16, change "25" to "27".

Page 46, line 16, strike out the second "and" and insert a comma.

Line 17, after "twenty-six" insert "and four hundred and twenty-seven".

Page 48, between lines 2 and 3, insert:

"§ 427. Compensation from assurance fund. Any person who[, without negligence on his part, sustains loss or damage or is deprived of real property, or of any estate, right or interest therein because of the registration of another person as owner of such property, or of any estate, right, or interest therein, through fraud, or in consequence of any error, omission, mistake or misdescription in any certificate of title or in any entry or memorial in the title book,] had no actual notice of any registration under this chapter by which he may be deprived of any estate or interest in land, and who is without remedy hereunder, shall have a cause of action against the county treasurer (in New York city the city chamberlain) to recover compensation for [such] any loss or damage to which he may be entitled by reason of such deprivation."

Line 3, change "26" to "28".

Page 49, line 7, change "27" to "29".

Page 50, line 16, change "28" to "30".

Page 59, line 6, change "29" to "31".

Omit word "application" and insert instead thereof the word "*petition*" in italics in the following places:

Page 1, line 7.

Page 2, lines 2, 4, 7, 13, 14, 20, 21.

Page 3, lines 3 (plural), 8.

Page 10, lines 20, 21.

Page 12, lines 13, 26.

Page 14, line 2.

Page 15, line 4.

Page 16, line 17.

Page 18, lines 23, 26.

Page 19, lines 5, 18.

Page 20, lines 9, 20, 21.

Page 21, lines 5, 9, 17, 18, 20.

Page 22, lines 9, 15, 16.

Page 27, lines 5, 6, 9, 16, 17, 21.

Page 28, lines 7, 9, 16.

Page 30, lines 8, 18, 20, 22, 23.

Page 32, lines 1, 2.

Page 33, lines 12, 17.

Page 37, line 4.

Page 38, line 24.

Page 39, lines 7, 8, 16.

Page 40, lines 8, 15, 16.

Page 45, lines 13, 18 (twice), 22.

Page 46, lines 7, 11.

Page 49, line 15.

Omit word "applicant" and insert the word "petitioner" in italics in the following places:

Page 2, line 14.

Page 11, lines 21, 25 (plural).

Page 12, line 10 (plural).

Page 13, lines, 1, 13, 17, 19.

Page 14, line 20.

Page 20, line 22.

Page 21, line 2.

Page 28, lines 1, 11.

Page 30, line 10.

Page 32, lines 2, 4, 9.

Page 33, line 13.

Page 34, line 2.

Page 35, lines 12, 15.

Those who voted in the affirmative were: Messrs. Ellenbogen, Youker, Coles, Bates, Richford, McLoughlin, Curley, Orr, Karlin. In the negative: Mr. Williams.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wiltsie, from the committee on banks, to which was referred Assembly bill introduced by Mr. Wiltsie (No. 963, Int. No. 848), entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Mead, C. L., Cheney, Gardner, Hooper, Seesselberg, Leininger, Smith, H. W., Feigenbaum.

Also, Assembly bill introduced by Mr. Thayer (No. 355, Int. No. 342), entitled "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Mead, C. L., Cheney, Gardner, Hooper, Seesselberg, Smith, H. W., Feigenbaum.

Also, Assembly bill introduced by Mr. Wiltsie (No. 965, Int. No. 850), entitled "An act to amend the Banking Law, in relation



to the qualifying share or shares of directors of a credit union," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Mead, C. L., Cheney, Gardner, Hooper, Bates, Seesselberg, Leininger, Smith, H. W., Feigenbaum.

Also, Assembly bill introduced by Mr. Wiltsie (No. 964, Int. No. 849), entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wiltsie, Mead, C. L., Cheney, Gardner, Hooper, Seesselberg, Leininger, Smith, H. W., Feigenbaum.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Martin (No. 26, Int. No. 26), entitled "An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Welsh, Duke, Soule, Gage, Brink, Amos, Fitzgerald, Whitcomb, Donnelly, Link, Claessens.

which report was agreed to, and said bill placed on the order of second reading.

Also, Assembly bill introduced by Mr. Whitehorn (No. 15, Int. No. 15), entitled "An act to regulate street railway fares in all cities," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Harris, Duke, Soule, Gage, Amos, Fitzgerald, Whitcomb, Donnelly, Claessens. Those who voted in the negative were: Messrs. Tallett, Welsh, Brink, Link.

On motion of Mr. Welsh, said bill was recommitted to the com-

mittee on railroads, retaining its place on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Meyer (No. 254, Int. No. 249), entitled "An act to amend the Tax Law, in relation to surrogates' compensation and surrogates' assistants in New York, Kings and other counties."

Also, the bill introduced by Mr. Crane (No. 916, Int. No. 415), entitled "An act to amend the City Local Option Law, in relation to watchers."

Also, the bill introduced by Mr. Judson (No. 914, Int. No. 535), entitled "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Talmage (No. 630, Int. No. 455), entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties," reported the same with the following recommendations:

Page 1, line 8, after "thirteen" insert ",", and strike out "and".

Page 1, line 9, after "fourteen" insert "and by chapter three hundred and eighteen of the Laws of nineteen hundred and fifteen".

Page 2, line 3, strike out "mission" and insert "missioner".

Page 2, line 3, after "shall" insert "also".

Page 2, line 22, after "chapter," insert "as added by chapter three hundred and eighteen of the Laws of nineteen hundred and twelve and".

Page 4, line 8, after "chapter" insert ", as added by chapter three hundred and eighteen of the Laws of nineteen hundred and twelve".

Page 4, line 13, after "acts" insert ",".

Page 4, line 20, after "chapter," insert "as added by chapter three hundred and eighteen of the Laws of nineteen hundred and twelve and".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Talmage (No. 918, Int. No. 387), entitled "An act to amend the Conservation Law, in relation to restricting the taking of crabs," reported the same with the following recommendations:

Page 1, line 5, strike out entire line.

Page 1, line 6, strike out "teen hundred and twelve".

Page 1, line 6, after "thereto" insert "after section three hundred and twenty-one".

Page 1, line 7, strike out "known as".

Page 1, line 8, after "one-a" strike out "." and insert ",", and to read as follows:"

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Judson (No. 917, Int. No. 235), entitled "An act to amend the Conservation Law, in relation to the open season for grouse," reported the same with the following recommendations:

Page 1, line 9, strike out "Chapter ninety-two of the Laws of nineteen hundred".

Page 2, line 1, strike out "and fourteen".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Committee on Agriculture (No. 876, Int. No. 446), entitled "An act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom," reported the same with the following recommendations:

On page 5, line 14, insert after the word "town" "and" in brackets and italicise "or".

On page 8, line 14, insert a comma after "commissioner".

On page 21, line 25, strike out "with" and insert in place thereof "within".

On page 21, line 19, insert a comma after "effect".

On page 22, line 15, insert in roman type "city" and strike out "city" in italics.

On page 22, line 17, after "2." strike out line and insert "Section 139-l of such chapter".

Same page, line 18, strike out "the end of article five-h,".

On page 22, line 19, 'after "seventeen," insert "is hereby renumbered section one hundred and thirty-nine-m and said chapter is hereby amended by inserting in article five-b thereof".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. A. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 711, Int. No. 641) entitled "An act to amend chapter four hundred and ninety-seven of the Laws of nineteen hundred and fourteen, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court in the first department to retire employees for incapacity and providing for their compensation,' in relation to the retirement of such employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. E. A. Smith moved to amend as follows:

Page 1, line 7, after the comma following the word "twelve" strike out the word "and".

Page 2, line 1, after the comma following the word "thirteen" strike out the words "as amended by".

Page 2, line 3, after the syllable "teen" and before the comma insert the following: "and chapter four-hundred and eighty of the Laws of nineteen hundred and sixteen".

Page 2, line 13, strike out the word "clerk" and insert the word "clerks".

Page 2, line 13, strike out the word "county" and insert the word "counties".

Page 2, line 13, before the comma at the end of the line insert the words "and Bronx".

Page 4, line 11, strike out the words "as added" and insert the words "and amended".

Page 4, line 12, after the word "fourteen" and before the comma insert "and chapter four hundred and eighty of the Laws of nineteen hundred and sixteen".

Page 4, line 22, strike out the word "clerk" and insert the word "clerks".

Page 4, line 22, strike out the word "county" and insert the word "counties".

Page 4, line 22, after the word "York" insert "and Bronx".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. E. A. Smith, said bill was ordered reprinted and recommitted to said committee.

Mr. McKee offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 256, Int. No. 251) entitled "An act to amend the Military Law, in relation to pensions."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McKee moved to amend as follows:

Page 1, line 8, strike out "Home Defense League of" and insert "Police Reserve of".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McKee, said bill was ordered reprinted and recommitted to said committee.

Mr. Graham offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 638, Int. No. 582) entitled "An act authorizing the improvement of Glen or Mill creek in the county of Schuyler, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Graham moved to amend as follows:

On page 1, line 3, after the word "Schuyler" insert "and to remove from the channel of said canal such silt, bars and other obstructions which now exist therein in the vicinity of said creek entrance."

On page 1, line 8, after the word "of" insert "ten thousand dollars (\$10,000)" and omit the words and figures "five thousand dollars (\$5,000)".

On motion of Mr. Graham, said bill was ordered reprinted and recommitted to said committee.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 734, Int. No. 664) entitled "An act authorizing the town board of the town of Southampton, in Suffolk county, to contract for replacing or reconstructing the tide gates in the Shinnecock and Peconic canal in such town and to expend for such purpose money heretofore appropriated by the State, and to provide for the excess of expense, if any, by the issue of certificates of indebtedness of such town."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

On page 1, line 4, strike out the words "approved by the".

On line 5, strike out the words "State Engineer and Surveyor".

On page 2, line 17, strike out the words after figure "3".

On line 18, strike out all except the word "and" at the end of the line.

On line 25, strike out the word "on" at the end of line.

On line 26, strike out the words "the order of State Engineer".

On page 3, line 6, strike out the words "State Engineer and"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Bewley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of the bill (No. 790, Int. No. 715) entitled "An act to amend the Labor Law, in relation to the reporting of strikes and lockouts."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Bewley moved to amend as follows:

Page 1, line 9, strike out the words "the same in writing" and

insert in italics "at once by telegram", and strike out the word "within" at the end of line.

Page 2, strike out lines 1, 2 and 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Bewley, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 480, Int. No. 453) entitled "An act to amend the Conservation Law, in relation to the licensing of dogs."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 17, strike out all after the word "deer".

Strike out line 18.

Add after word "deer" a semicolon instead of the comma and the word "and" in italics after semicolon.

Line 19, change capital "A" to small "a", and instead of starting new paragraph close it up with the matter on line 17, so as to read as follows: "Any person may kill any unlicensed dog of either sex running at large in the Adirondack or Catskill park or forests inhabited by deer; and [A] any person may and it shall be the duty of every game protector to kill any dog of either sex pursuing or killing deer, and no action for damages shall be maintained against the person for such killing."

Page 2, line 22, change the word "prohibitions" to "provisions" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 593, Int. No. 550)



entitled "An act to amend the General Business Law, in relation to exception of contracts for monopoly."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Martin moved to amend as follows:

Page 2, line 23, after "be" insert "sued".

Page 2, line 24, after "court" insert "of law or equity".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Martin, said bill was ordered reprinted and recommitted to said committee.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 594, Int. No. 551) entitled "An act to amend the Code of Civil Procedure, in relation to notice and procedure on granting of injunction orders."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Martin moved to amend as follows:

Page 1, line 7, after "case" insert "or controversy arising out of a labor dispute or".

Page 2, line 23, after "be", occurring the second time, insert "illegal in any court or".

Page 4, line 21, strike out "or" and insert "to".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Martin, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 743, Int. No. 346) entitled "An act to amend the Civil Service Law, in relation to the retention on eligible lists of soldiers, sailors and marines while in military or naval service," having been announced for a second reading,

On motion of Mr. Link, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 268, Int. No. 263) entitled "An act to amend the

Conservation Law, in relation to open season for black bass," having been announced for a second reading,

On motion of Mr. Talmage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 850, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced for a second reading,

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," having been announced for a third reading,

On motion of Mr. Tallett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 374, Int. No. 361) entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," having been announced for a third reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

By unanimous consent, Mr. Burtnett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 413, Rec. No. 42) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon.'"

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Burtnett, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Burtnett, and by unanimous consent, said bill was read the third time, having been printed and on the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gavlord	McElligott	Seelye	Wiltsie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 502, Int. No. 475) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to borrowing money on temporary certificates of indebtedness," having been announced for a third reading,

On motion of Mr. Burnett, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 683, Int. No. 616) entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways," having been announced,

Mr. Donohoe moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

Page 4, between lines 12 and 13, insert the following:

"§ 2. Section five hundred and twenty-three of such chapter as amended by chapter four hundred and ninety-one of the Laws of nineteen hundred and nineteen is hereby amended to read as follows:

"§ 523. Officers to be elected. There shall be elected at the town meeting and election to be held in each town in any such county on the first Tuesday after the first Monday of November, in the year nineteen hundred and nine, and biennially thereafter, one supervisor, one town clerk, three assessors, one collector, one or two overseers of the poor and not more than five constables for the term of two years commencing on the first day of January, succeeding their election. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. There shall also be elected at such town meeting and election and biennially thereafter, two justices of the peace for terms of four years, beginning on the succeeding first day of January. All persons elected at such biennial town meeting to the office of justice of the peace to fill a vacancy shall take office on the first day of January next succeeding their election, and all persons appointed by a town board or other competent authority to fill a vacancy in the office of justice of the peace shall serve until and including the thirty-first day of December following the next succeeding biennial town meeting. The collectors elected at such town meetings and elections shall enter upon the discharge of their duties after their predecessors have completed the duties of their offices, in respect to the collection of taxes and returns thereof, as now prescribed by law.

"§ 3. Section five hundred and thirty-three of such chapter as amended by chapters two hundred and forty and four hundred and ninety-one of the Laws of nineteen hundred and nine is hereby amended to read as follows:

“§ 533. Officers to be elected. There shall be elected at the town meeting and election to be held in each town in any such county on the first Tuesday after the first Monday in November, in the year nineteen hundred and nine, and biennially thereafter, one supervisor, one town clerk, three assessors, one collector, one or two overseers of the poor, not more than five constables, and two inspectors of election for each election district, all of whom shall hold office for a term of two years beginning on the first day of January next succeeding. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. There shall also be elected at such town meeting and election and biennially thereafter, two justices of the peace for terms of four years, beginning on the succeeding first day of January. Except that the collector elected at any such town meeting in nineteen hundred and eleven and biennially thereafter shall take office immediately upon his election and qualification as prescribed by law. But the collector in any such town for the current term shall complete the duties of his office in respect to the collection of taxes, and the payment and return thereof, upon any warrant received by him during his term of office, notwithstanding the election of his successor.

“§ 4. Section five hundred and forty-three of such chapter as amended by chapter four hundred and ninety-one of the Laws of nineteen hundred and nine is hereby amended to read as follows:

“§ 543. Officers to be elected. There shall be elected at the town meeting and election to be held in each town in any such county on the first Tuesday after the first Monday in November in the year nineteen hundred and nine, and biennially thereafter, one supervisor, one town clerk, three assessors, one collector, one or two overseers of the poor, and not more than five constables, all of whom shall hold office for the term of two years, beginning on the succeeding first day of January. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. There shall also be elected at such town meeting and election and biennially thereafter, two justices of the peace for terms of four years,

beginning on the succeeding first day of January. The collectors elected at such town meetings and elections shall enter on the discharge of their duties after their predecessors shall have completed the duties of their offices, in respect to the collection of taxes and the return thereof, as now prescribed by law.

“§ 5. Section five hundred and sixty-three of such chapter as amended by chapter four hundred and ninety-one of the Laws of nineteen hundred and nine is hereby amended to read as follows:

“§ 563. Officers to be elected. There shall be elected at the town meeting and election to be held in each town in any such county on the first Tuesday after the first Monday of November, in the year nineteen hundred and nine, and biennially thereafter, one supervisor, one town clerk, three assessors, one collector, one or two overseers of the poor, and not more than five constables, for the term of two years commencing on the first day of January, succeeding their election. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. There shall also be elected at such town meeting and election and biennially thereafter, two justices of the peace for terms of four years, beginning on the succeeding first day of January. The collectors elected at such town meetings and elections shall enter upon the discharge of their duties after their predecessors have completed the duties of their offices, in respect to the collection of taxes and returns thereof, as now prescribed by law.

“§ 6. Section five hundred and seventy-three of such chapter as amended by chapter four hundred and ninety-one of the Laws of nineteen hundred and nine is hereby amended to read as follows:

“§ 573. Officers to be elected. There shall be elected at the town meeting and election to be held in each town in any such county on the first Tuesday after the first Monday of November, in each odd-numbered year, one supervisor, one town clerk, three assessors, one collector, one or two overseers of the poor and not more than five constables. The persons first elected to the various offices above mentioned shall enter upon the discharge of their duties on the fourth day of March, nineteen hundred and eight, and serve until and including March third, nineteen hundred and ten. Their successors shall be elected at the biennial election and town meeting held in nineteen hundred and nine and

biennially thereafter, for the term of two years commencing on the fourth day of March succeeding their election. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. There shall also be elected at such town meeting and election and biennially thereafter, two justices of the peace for terms of four years, beginning on the succeeding first day of January.

"§ 7. Section five hundred and eighty-three of such chapter as amended by chapter four hundred and ninety-one of the Laws of nineteen hundred and nine is hereby amended to read as follows:

"§ 583. Officers to be elected. At the town meetings to be held in such towns at the time of the general election in the year nineteen hundred and nine, there shall be elected one supervisor, one town clerk, one collector, one or two overseers of the poor, and not more than five constables for terms of two years each, beginning on the succeeding first day of January. At the biennial town meetings to be thereafter held in such towns in the odd-numbered years, all of such officers shall be elected and shall hold office for the terms of two years beginning on the first day of January succeeding their election. There shall also be elected a town superintendent of highways unless the town shall have adopted a resolution that thereafter the town superintendent shall be appointed by the town board as provided in section forty-one of the Highway Law. The town superintendent's term of office shall begin on the [Thursday] first day of January succeeding his election and be for a term of two years. The collectors elected at such town meetings shall enter on the discharge of their duties after their predecessors shall have completed the duties of their offices in respect to the collection of taxes and the return thereof as now prescribed by law.

"§ 8. Section five hundred and eighty-eight of such chapter as added by chapter one hundred and twenty-six of the Laws of nineteen hundred and seventeen is hereby amended to read as follows:

"§ 588. Time of meetings; special provision as to certain officers heretofore and hereafter elected. After the third day of April, nineteen hundred and seventeen, the next biennial town meetings and elections of town officers in the towns of the county of Nassau shall be held on the first Tuesday after the first Monday in November in the year nineteen hundred and nineteen.



Thereafter such town meetings and elections shall be held on that day in every odd-numbered year. The terms of all officers elected at any such town meeting shall begin on the first day of January following their election, except [the term of the town superintendent of highways, which shall begin on the first Thursday following such election, or as soon thereafter as he shall have been officially notified of his election and shall have qualified; and except] that the term of a receiver shall begin at the expiration of the term of the receiver in office at the time of the town meeting. Except as otherwise provided in this section, officers to be chosen at any such town meeting shall be elected for the terms now or hereafter prescribed by law, such terms to begin as above provided. The terms of office of the supervisors, town clerks, constables and overseers of the poor to be elected at the town meetings to be held in the towns of such county on the third day of April, nineteen hundred and seventeen, shall expire on the thirty-first day of December, nineteen hundred and nineteen, and the terms of office of the town superintendents of highways, to be elected at such town meetings, shall expire [at the time of] or the first Thursday following the election [and qualification] of their successors to be elected at the biennial town meetings to be held under the provisions of this section in the year nineteen hundred and twenty-one. The vacancy caused by such expiration of term of a town superintendent of highways shall be filled by the town board by an appointment expiring December thirty-first, nineteen hundred and twenty-one. The terms of office of receivers heretofore elected in such towns shall not be affected by this act, and their successors, to take office December first, nineteen hundred and eighteen, shall be chosen at the town meetings to be held on the third day of April, nineteen hundred and seventeen; thereafter receivers shall be elected at biennial town meetings to succeed those whose terms expire before the next biennial town meetings. The terms of office of town treasurers and assessors elected for four years at the biennial town meetings in the month of April, nineteen hundred and fifteen, and of trustees of burial grounds heretofore elected for terms expiring in the month of April, nineteen hundred and nineteen, shall not be affected by this section, but any vacancy occurring in any such office by expiration of term before the town meetings to be held under this section in the year nineteen hundred and nineteen shall be filled by the town board of the town in which the vacancy occurs by an appointment to expire on the thirty-first day of December of that year. Of the two assessors to be elected in each town at the town meetings to be held on the third day of April, nineteen hundred and seventeen, one shall be elected for

a term expiring December thirty-first, nineteen hundred and nineteen, and one for a term expiring December thirty-first, nineteen hundred and twenty-one. If election notices, certificates and lists of nomination and ballots, or either of them, prepared before this section takes effect, shall have described such offices of assessor as one for a term of two years and one for a term of four years, or one for a short term and one for a long term, such description shall not invalidate the election or any matter preliminary thereto; and such description shall be deemed to mean, respectively, one such office for a term expiring December thirty-first, nineteen hundred and nineteen, and one for a term expiring December thirty-first, nineteen hundred and twenty-one.

"Of the two trustees of burial grounds to be chosen in any town of such county at the town meeting to be held on the third day of April, nineteen hundred and seventeen, one shall be elected for a term to begin when the officer elected shall have qualified after such meeting and to expire December thirty-first, nineteen hundred and nineteen, and the other for a term to begin when the officer elected shall have qualified following the first Tuesday after the first Monday in April, nineteen hundred and eighteen, and to expire on the thirty-first day of December, nineteen hundred and twenty-one; and nothing herein contained shall abridge the term of office of the trustee of burial grounds heretofore elected in any such town for a term expiring in April, nineteen hundred and eighteen. At each biennial town meeting and election to be held pursuant to this section during and after the year nineteen hundred and nineteen, two such trustees shall be elected, one for a term of two years and one for a term of four years, to succeed those whose terms or appointments expire on the thirty-first day of December following the election. Any description of such office of trustee, by a statement of the term for which it is to be filled, inconsistent herewith, occurring in any election notice, certificate and lists of nomination and ballots, or either of them, prepared before this section takes effect, shall not invalidate the election or any matter preliminary thereto; and such description, when referring to such office to be filled for a term beginning forthwith, shall be deemed to mean the one in which the term expires under this section December thirty-first, nineteen hundred and nineteen, and when referring to an office to be filled for a term beginning in April, nineteen hundred and eighteen, shall be deemed to mean the one in which the term expires December thirty-first, nineteen hundred and twenty-one."

Page 4, line 13, change the numeral "3" to "9".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. L. H. Wells, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 910, Int. No. 207) entitled "An act to amend the Highway Law, in relation to the purchase or lease of motor trucks by towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burtnett	Gaffers	Martin	Richford	Wheelock
Oaulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltzie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 347, Int. No. 336) entitled "An act to amend the Town Law, in relation to assessments for public improve-

ments," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Neshitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltsie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 376, Int. No. 363) entitled "An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kjernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 814, Int. No. 485) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prange	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltzie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 911, Int. No. 184) entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder

Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lawn	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burtnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltzie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 698, Int. No. 84) entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 10

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McKeon	Slacer
Allen	Curley	Harris	McLaughlin	Smith E A
Alvord	Davies A E	Hooper	McNab	Smith H W
Ames D H	Davies E O	Jenks	McWhinney	Snyder
Ames H L	Davis E C	Johnson E A	Mead C L	Soule
Amos	Davis G T	Johnson L W	Mead J M	Sutherland
Barra	Decker	Judson	Meyer	Tallett
Bates	Dobson	Kasson	Miller E H	Talmage
Belknap	Donnelly	Kenyon	Miller N J	Taylor A
Bewley	Donohoe	Kiernan	Mitchell	Taylor F J
Blakely	Donohue	Klingmann	Morris	Thayer



Bloch	Duke	Larney	Murphy	Trahan
Bloomfield	Ellenbogen	Lattin	Nesbitt	Tuckerman
Bourke	Everett	Leininger	O'Hare	Twomey
Brackley	Farrell	Link	Parsons	Tyler
Braun	Fearon	Lord	Patrzykowski	Voorhees
Brink	Fenner	Lown	Peck	Wells F A
Brownlee	Fitzgerald	Machold	Pierce	Wells L H
Brush	Flynn	Malone	Prangen	Welsh
Burr	Franchot	Martin	Pratt	Wheelock
Burnett	Gaffers	McArdle	Richford	Whitcomb
Caulfield	Gage	McCue	Rowe	Williams
Cheney	Gardner	McDonald	Seaker	Wiltzie
Coles	Gaylord	McElligott	Seelye	Winter
Copeley	Goldberg	McGarry	Seesselberg	Witter
Cowee	Graham	McGinnies	Shannon	Youker
Crane	Hager	McKee	Showers	Zimmerman

Those who voted in the negative were:

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 948, Int. No. 278) entitled "An act to amend the State Finance Law, in relation to the investment of trust funds by county treasurers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 144

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler

Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 947, Int. No. 334) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Taylor F J
Blakely	Duke	Kiernan	Murphy	Thayer
Bloch	Ellenbogen	Klingmann	Nesbitt	Trahan
Bloomfield	Everett	Larney	O'Hare	Tuckerman
Bourke	Farrell	Lattin	Orr	Twomey
Brackley	Fearon	Leininger	Parsons	Tyler
Braun	Feigenbaum	Link	Patrzykowski	Voorhees
Brink	Fenner	Lord	Peck	Waldman
Brownlee	Fitzgerald	Lown	Pierce	Wells F A
Brush	Flynn	Machold	Prangen	Wells L H
Burr	Franchot	Malone	Pratt	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn

Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltsie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman

‘Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 815, Int. No. 420) entitled “An act to amend the Code of Civil Procedure, in relation to costs in justice’s court,” having been announced for a third reading,

On motion of Mr. Parsons, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 418, Int. No. 399) entitled “An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees,” having been announced,

Mr. McGinnies moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 1, line, 7 strike out all of line 7 and all of line 8 up to and including the word “none”.

On page 1, line 8, begin the word “the” with a capital.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Malone, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 811, Int. No. 563) entitled “An act to amend the Civil Rights Law, in relation to equal rights in places of public accommodation, amusement, resort, refreshments and education, and providing penalty for violation thereof,” was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Slacer
Allen	Davies A E	Harris	McNab	Smith E A
Alvord	Davies E O	Hooper	McWhinney	Smith H W
Ames D H	Davis E C	Jenks	Mead C L	Snyder
Ames H L	Davis G T	Johnson E A	Mead J M	Soule
Amos	Decker	Johnson L W	Meyer	Sutherland
Barra	Dobson	Judson	Miller E H	Tallett
Bates	Donnelly	Karlin	Miller N J	Talmage
Belknap	Donohoe	Kasson	Mitchell	Taylor A
Bewley	Donohue	Kenyon	Morris	Thayer
Blakely	Duke	Kiernan	Murphy	Trahan
Bloch	Ellenbogen	Klingmann	Nesbitt	Tuckerman
Bloomfield	Everett	Larney	O'Hare	Twomey
Bourke	Farrell	Lattin	Orr	Tyler
Brackley	Fearon	Leininger	Parsons	Voorhees
Braun	Feigenbaum	Link	Patrzykowski	Waldman
Brink	Fenner	Lord	Peck	Wells F A
Brownlee	Fitzgerald	Lown	Pierce	Wells L H
Brush	Flynn	Machold	Prangen	Welsh
Burr	Franchot	Malone	Pratt	Wheelock
Burnett	Gaffers	Martin	Richford	Whitcomb
Caulfield	Gage	McArdle	Rosenberg	Whitehorn
Cheney	Gardner	McCue	Rowe	Williams
Claessens	Garfinkel	McDonald	Seaker	Wiltzie
Coles	Gaylord	McElligott	Seelye	Winter
Copeley	Gitlow	McGarry	Shannon	Witter
Cowee	Goldberg	McGinnies	Shiplacoff	Youker
Crane	Graham	McKee	Showers	Zimmerman
Crowley	Hager	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. McGinnies called up Assembly bill (No. 197, Int. No. 197) entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors," now on the order of third reading.

Said bill having been announced,

Mr. McGinnies moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

On page 1, line 5, insert after the word "aldermen" the following: "may direct that a sum not exceeding three dollars".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Duke, from the committee on codes, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

At three o'clock P. M., on motion of Mr. Adler, the House took a recess until 4:30 P. M.

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#### FOUR O'CLOCK AND THIRTY MINUTES P. M.

The House again convened.

Mr. Adler moved to reconsider the vote by which the resolution in relation to the nomination by the Assembly of a member of the Farms and Markets Council was passed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Adler, said resolution was then laid upon the table.

Mr. Adler moved to reconsider the vote by which the concurrent resolution in relation to a joint session for the comparison of journals in relation to the election of a member of the Farms and Markets Council was passed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have reconsidered their vote on the passage of said resolution and request the concurrence of the Senate therein.

The Senate returned the Assembly bill (No. 106, Senate Reprint No. 618, Int. No. 106) entitled "An act to amend the Village Law, in relation to providing, maintaining and operating ferries and borrowing money to acquire or purchase ferries."

Also, Assembly bill (No. 351, Senate Reprint No. 616, Int. No. 58) entitled "An act to amend the Second Class Cities Law, in relation to providing for a supplemental estimate of probable revenues from the excise tax in certain cases."

Also, Assembly bill (No. 189, Senate Reprint No. 617, Int. No. 189) entitled "An act making appropriations for expenses incurred under the provisions of article five-b of the Agricultural Law, relating to dogs."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution in relation to a joint session for the comparison of journals in relation to the election of a member of the Farms and Markets Council, with a message that they have reconsidered the vote by which said resolution was concurred in.

Mr. Quackenbush was excused until Monday next on account of illness in his family.

On motion of Mr. Adler, the House adjourned.

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### THURSDAY, MARCH 7, 1918

The House met pursuant to adjournment.

Prayer by Rev. Spencer M. Adsit, Delmar.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the New York Monuments Commission on monuments erected to Major-General Abner Doubleday and Brevet Major-General John C. Robinson, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the New York Monuments Commission on monument erected to the One Hundred and Fourth New York Regiment, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the New York Monuments Commission for the battlefields of Gettysburg, Chattanooga and Antietam for the year 1917, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Racing Commission, which was laid upon the table and ordered printed.

(See Document.)

Mr. Amos introduced a bill entitled "An act authorizing the fire commissioner of the city of New York to rehear the charges upon which James S. Lynch, formerly a fireman in the fire department of said city, was dismissed from such department, and to reinstate him in the position formerly held by him" (Int.

No. 925), which was read the first time and referred to the committee on affairs of cities.

Mr. Bourke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the presumption of death in certain cases and the shares of unknown or absent owners of property" (Int. No. 926), which was read the first time and referred to the committee on codes.

Mr. Crowley introduced a bill entitled "An act to amend the Lien Law, in relation to liens of truckmen and draymen" (Int. No. 927), which was read the first time and referred to the committee on the judiciary.

Mr. Ellenbogen, by request, introduced a bill entitled "An act to amend the Real Property Law, in relation to certain agreements for the occupation of real estate" (Int. No. 928), which was read the first time and referred to the committee on general laws.

Mr. Feigenbaum introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to residence as a qualification for voting" (Int. No. 929), which was read the first time and referred to the committee on the judiciary.

Mr. Flynn introduced a bill entitled "An act to amend the General City Law, in relation to licenses to operate moving picture apparatus" (Int. No. 930), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "An act to amend the Penal Law, in relation to the possession and use of dangerous weapons" (Int. No. 931), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Insurance Law, in relation to approval of premium rates of the State insurance fund" (Int. No. 932), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Penal Law, in relation to conspiracies" (Int. No. 933), which was read the first time and referred to the committee on codes.

Also, "An act to amend the General Business Law, in relation



to contracts for monopoly" (Int. No. 934), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Workmen's Compensation Law, in relation to the application of section one hundred and forty-one of the Insurance Law to the State insurance fund" (Int. No. 935), which was read the first time and referred to the committee on the judiciary.

Also, "An act to authorize the board of education of Union Free School District Number Eleven of Sangerfield and Marshall, Oneida county, to raise annually by tax for the years nineteen hundred and eighteen to nineteen hundred and twenty-three, both inclusive, certain sums to constitute a sinking fund for the redemption of bonds of such district hereafter maturing" (Int. No. 936), which was read the first time and referred to the committee on public education.

Mr. McGarry introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to interchange of transfers between certain railroads in cities of the first class" (Int. No. 937), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the Railroad Law, in relation to the operation of cars upon certain street surface railroads in the borough of Queens in the city of New York" (Int. No. 938), which was read the first time and referred to the committee on railroads.

Mr. Meyer introduced a bill entitled "An act to amend chapter five hundred and seventy-nine of the Laws of nineteen hundred and fifteen, entitled 'An act extending and developing the reformatory and correctional functions of workhouses, penitentiaries and reformatories under the jurisdiction of departments of correction in cities of the first class, providing for the sentence, commitment, parole, conditional discharge and reapprehension of persons committed to such institutions and for the establishment of a parole commission in such cities,' in relation to the appointive members of the commission" (Int. No. 939), which was read the first time and referred to the committee on affairs of cities.

Mr. J. M. Mead introduced a bill entitled "An act to amend the Public Service Commissions Law, and the Transportation

Corporations Law, in relation to gas corporations" (Int. No. 940), which was read the first time and referred to the committee on the judiciary.

Mr. H. C. Mitchell introduced a bill entitled "An act to amend the Tax Law, in relation to the cancellation of personal tax assessments" (Int. No. 941), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. O'Hare introduced a bill entitled "An act to authorize the Court of Claims to hear and determine a claim, filed by Erna Ellis of Glendale, in the borough of Queens, city and State of New York, for injury to property alleged to have been caused through the negligence of certain convicts, while working on the Kaaterskill Cove road at Palenville, Greene county, New York" (Int. No. 942), which was read the first time and referred to the committee on claims.

Mr. Seaker introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to bonds and assessments for making, deepening, relaying, repairing or enlarging sewers or drains" (Int. No. 943), which was read the first time and referred to the committee on affairs of cities.

Mr. Seelye introduced a bill entitled "An act to amend the Public Health Law, in relation to the centralization of the health activities of counties" (Int. No. 944), which was read the first time and referred to the committee on public health.

Also, "An act to amend the County Law, in relation to the powers of the board of supervisors" (Int. No. 945), which was read the first time and referred to the committee on internal affairs.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to nets in the Hudson and Delaware rivers and adjacent waters; and describing the marine district" (Int. No. 946), which was read the first time and referred to the committee on conservation.

Mr. Thayer introduced a bill entitled "An act to amend the

Highway Law, in relation to motor vehicles" (Int. No. 947), which was read the first time and referred to the committee on internal affairs.

Mr. F. A. Wells introduced a bill entitled "An act to amend the Judiciary Law, in relation to the retirement of officers and employees of the County Court of Kings county" (Int. No. 948), which was read the first time and referred to the committee on the judiciary.

Mr. Lord introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to the establishment of continuous and through lines of telephone communication" (Int. No. 949), which was read the first time and referred to the committee on the judiciary.

Mr. Tyler introduced a bill entitled "An act providing for the construction of the Barge canal terminal at Geneva, on Seneca lake, and incidental work connected therewith, with a view of improving the commerce of the State, and making an appropriation therefor" (Int. No. 950), which was read the first time and referred to the committee on ways and means.

Mr. Pratt introduced a bill entitled "An act to amend the Lien Law, in relation to contractors, subcontractors, laborers and materialmen generally and applicable to the entire State, outside of the city of New York, by adding to chapter thirty-three of the Consolidated Laws, and the acts amendatory thereof, a new article to be known as article twelve of the Lien Law," (Int. No. 951), which was read the first time and referred to the committee on the judiciary.

Mr. McElligott introduced a bill entitled "An act to amend the Greater New York charter, in relation to the board of aldermen" (Int. No. 952), which was read the first time and referred to the committee on affairs of cities.

Mr. Fearon introduced a bill entitled "An act to amend chapter six hundred and thirty-one of the Laws of nineteen hundred six, entitled 'An act in relation to the water supply and water department of the city of Syracuse,' in relation to the use of the water supply of the city of Syracuse by municipal corporations in the town of Skaneateles" (Int. No. 953), which was read the first time and referred to the committee on affairs of cities.

Also, "An act making an appropriation for cleaning, deepening, widening and straightening Limestone creek in the county of Onondaga" (Int. No. 954), which was read the first time and referred to the committee on ways and means.

Mr. McDonald introduced a bill entitled "An act to amend the Greater New York charter, in relation to pensions in the police department" (Int. No. 955), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Penal Law, in relation to providing for summons instead of arrest in certain cases" (Int. No. 956), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Greater New York charter, in relation to qualifications of members of the fire department" (Int. No. 957), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter five hundred and nine of the Laws of nineteen hundred and sixteen, entitled 'An act to grant and release to the city of New York certain lands under water of East Chester creek or Hutchinson's river, East Chester bay and creeks emptying into the same, and providing for the improvement thereof,' in relation to authorizing the commissioners of the sinking fund of such city to apply for such grant and to agree upon terms and conditions thereof" (Int. No. 958), which was read the first time and referred to the committee on ways and means.

Mr. L. W. Johnson introduced a bill entitled "An act to provide for the construction of Barge canal terminals at Seneca Falls and Waterloo, and making appropriations therefor" (Int. No. 959), which was read the first time and referred to the committee on ways and means.

Mr. Belknap introduced a bill entitled "An act to amend the Religious Corporations Law, by inserting therein a new article relating to Churches of Christ, Scientist." (Int. No. 960), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Fearon introduced a bill entitled "An act to amend the County Law, in relation to district attorneys and their assistants

practicing law" (Int. No. 961), which was read the first time and referred to the committee on internal affairs.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to taxable transfers" (Int. No. 962), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax, Law, in relation to charitable exemptions" (Int. No. 963), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to preventing the evasion of taxable transfers by alleged nonresidents" (Int. No. 964), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Kasson introduced a bill entitled "An act to amend the charter of the city of Johnstown, in relation to the amount of the annual tax levy" (Int. No. 965), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Malone introduced a bill entitled "An act to provide for submission to the qualified electors of the State at the general election in the year nineteen hundred and eighteen the question 'Are you in favor of ratification by the Legislature of the proposed amendment to the Constitution of the United States, prohibiting the manufacture, sale or transportation of intoxicating liquors for beverage purposes?'" (Int. No. 966), which was read the first time and referred to the committee on the judiciary.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Gardner (No. 701, Int. No. 631), entitled "An act to amend chapter two hundred and fifty-seven of the Laws of eighteen hundred and sixty, entitled 'An act to incorporate the Hyde Park fire department in Dutchess county,' generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder, Goldberg.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Martin (No. 214, Int. No. 213), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article two of the Constitution, in relation to absent voters," reported in favor of the passage of the same, with the following amendments:

Page 1, line 7, after the word "the" insert "State or".

Page 1, line 8, after the word "the" insert "United States".

Page 1, line 9, strike out the word "State".

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Rowe, Lown, Tuckerman, Snyder, Goldberg, Bloch, O'Hare.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Shannon (No. 650, Int. No. 594), entitled "An act to amend chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen, entitled 'An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled 'An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof and also to amend other acts relating to the city of Troy,' and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein," and acts amendatory thereof generally, and repealing certain sections thereof, relating to the assessment and collection of taxes and assessments,' in relation to the assessment of property and collection of taxes in the city of Troy, and repealing section eight of said chapter," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Welsh (No. 659, Int. No. 603), entitled "An act to amend the General Municipal Law, in relation to the issuance of bonds by third-class cities of the State," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Alvord (No. 770, Int. No. 696), entitled "An act to amend the charter of the city of Hudson, in relation to increasing the salaries of the chief of police, sergeant and police officers in said city," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr.

Also, Assembly bill introduced by Mr. Seaker (No. 230, Int. No. 229), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the city of Ogdensburg,' and the acts amending the same,' in relation to the improvement or extension of the water works," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Ellenbogen (No. 544, Int. No. 505), entitled "An act to amend section nineteen hundred and ninety-one of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to auctions and auctioneers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Ellenbogen (No. 545,



Int. No. 506), entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments and sales to the city of New York for assessments affecting property in the city of New York, and directing the comptroller to mark such assessments accordingly," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. E. O. Davies (No. 737, Int. No. 667), entitled "An act to amend the charter of the city of Little Falls, generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. O'Hare (No. 293, Int. No. 282), entitled "An act to amend the Greater New York charter, in relation to foreclosure of tax lien," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. H. L. Ames (No. 773, Int. No. 699), entitled "An act to amend the charter of the city of Jamestown, in relation to the establishment of a city court," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Seaker (No. 229, Int. No. 228), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to clearing sidewalks of snow and ice," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. Seaker (No. 226, Int. No. 225), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the compensation of the treasurer as collector, ex-officio," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr.

Also, Assembly bill introduced by Mr. Seaker (No. 227, Int. No. 226), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the act amending the same,' in relation to sprinkling the streets," reported in favor of the passage the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr.

Also, Assembly bill introduced by Mr. C. L. Mead (No. 741, Int. No. 671), entitled "An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

Also, Assembly bill introduced by Mr. McGinnies (No. 805, Int. No. 510), entitled "An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk free library," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. E. C. Davis (No. 534, Int. No. 495), entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," reported in favor of the passage of the same, with the following amendment:

Page 2, line 1, strike out the bracket before "twelve"; insert a bracket before "be"; before "fifteen" insert in italics "not exceed".

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Davis, G. T., Dobson, Meyer, Wells, F. A., Whitcomb, Burr, McCue.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Gaffers (No. 688, Int. No. 621), entitled "An act to amend the Penal Law, in relation to the amount of allowance by the State for maintenance of tramps in penitentiaries," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Jenks, Mitchell, Davies, G. T., Johnson, Whitehorn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Senate bill introduced by Mr. Gibbs (No. 160, Rec. No. 37), entitled "An act to amend the Code of Civil Procedure, in relation to publication of notice of sale of real property," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Taylor, A., Jenks, Mitchell, Davies, G. T., Johnson, Whitehorn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Copeley (No. 896, Int. No. 793), entitled "An act to amend the Agricultural Law, in relation to branding cheese," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Witter, Allen, Lord, Tallett, Ames, D. H., Cowee, Gage, Soule, Lattin, Hooper, Brink.

Also, Assembly bill introduced by Mr. Witter (No. 600, Int. No. 557), entitled "An act to amend the Agricultural Law, in relation to licensing persons who make fat tests of composite samples of milk," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Witter, Allen, Lord, Tallett, Ames, D. H., Cowee, Gage, Soule, Lattin, Hooper, Brink.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Prangen, from the committee on electricity, gas and water, to which was referred Assembly bill introduced by Mr. Prangen (No. 404, Int. No. 385), entitled "An act to amend the Public Service Commissions Law, in relation to complaints as to quality and price of gas and electricity," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Prangen, Fenner, Johnson, L. W., Witter, Slacer, Gaffers, Alvord, McDonald, Shiplacoff.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Crane (No. 882, Int. No. 779), entitled "An act to amend the Insurance Law, in relation to actions against an insurance carrier when insured person is insolvent or bankrupt," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner,

Murphy, Ames, D. H., Prangen, Miller, N. J., Brownlee, Copeley. which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Malone (No. 442, Int. No. 418), entitled "An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies," reported in favor of the passage of the same, with the following amendments:

On page 1, line 9, after the word "plan", add the following: "and which shall, at the date upon which it enters upon the business authorized by this subdivision, have organized and thereafter maintain with adequate reserve, a class of adult membership carrying life insurance certificates at a rate of contribution sufficient to provide for meeting the mortuary obligations contracted when valued for death benefits upon the basis of the National Fraternal Congress Table of Mortality, as adopted by the National Fraternal Congress, August twenty-third, eighteen hundred and ninety-nine, or upon a table based upon the society's own experience of at least twenty years, covering not less than one hundred thousand lives, with an interest assumption not more than four per centum per annum, or any higher standard at the option of the society."

On page 3, line 19, after the word "society" insert the following: "in the class of adult membership hereinbefore required to be organized and maintained before entering into the insurance agreement herein authorized,".

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Miller, N. J., Mitchell, Brownlee, Copeley.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Tallett, from the committee on public education, reported by bill entitled "An act to amend the Education Law, in relation to instructions in physical training" (Int. No. 967), which was read the first time, and said committee reports in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Tallett, Harris, Duke, Soule, Gage, Brink, Amos, Fitzgerald, Whitcomb, Claessens. Those who voted in the negative were: Messrs. Welsh, Donnelly, Link.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Prangen, from the joint legislative committee on habit-forming drugs, reported by bill entitled "An act to amend the Public Health Law, so as to provide for the regulation and control of the sale, prescribing, dispensing, dealing in and distribution of cocaine and opium and its derivatives, and making an appropriation therefor" (Int. No. 968), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Adler (No. 1018, Int. No. 890), entitled "An act to amend the City Local Option Law, in relation to expenses, ballots and supplies."

Also, the bill introduced by Mr. Alvord (No. 934, Int. No. 822), entitled "An act changing the name of the town of German-town, in the county of Columbia, to the town of Viewmount."

Also, the bill introduced by Mr. Martin (No. 26, Int. No. 26), entitled "An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts."

Also, the bill introduced by Mr. Burtnett (No. 748, Int. No. 674), entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town."

Also, the bill introduced by Mr. Blakely (No. 774, Int. No. 700), entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as

amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer, generally."

Also, the bill introduced by Mr. Seesselberg (No. 727, Int. No. 657), entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond, providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks, and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer."

Also, the bill introduced by Mr. McWhinney (No. 753, Int. No. 679), entitled "An act to amend the Town Law, in relation to additional supervisors in certain towns."

Also, the bill introduced by Mr. Thayer (No. 355, Int. No. 342), entitled "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies."

Also, the bill introduced by Mr. Copeley (No. 95, Int. No. 95), entitled "An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in town."

Also, the bill introduced by Mr. Wiltsie (No. 964, Int. No. 849), entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages."

Also, the bill introduced by Mr. Wiltsie (No. 963, Int. No. 848), entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States."

Also, the bill introduced by Mr. Donohoe (No. 980, Int. No. 619), entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof."

Also, the bill introduced by Mr. Wiltsie (No. 965, Int. No. 850), entitled "An act to amend the Banking Law, in relation



to the qualifying share or shares of directors of a credit union," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Parsons (No. 999, Int. No. 126), entitled "An act to amend the Education Law, in relation to the salary of district superintendent," reported the same with the following recommendations:

On page 1, line 2, strike out "one hundred and forty" and insert in place thereof "twenty-one".

On same page, line 3, strike out "ten" and insert "nine".

On same page, line 4, after the last word "by" insert "chapters one hundred and forty and".

On same page, line 5, strike out the first word "chapter".

On same page, line 6, strike out all of the line except the first two words "and ten".

On same page, line 7, strike out "of nineteen hundred and seventeen".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Town Law, in relation to the compensation of election officers." (No. 877, Int. No. 198.)

"An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds." (No. 477, Int. No. 451.)

"An act to amend the City Local Option Law, in relation to watchers." (No. 916, Int. No. 415.)

"An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," (No. 914, Int. No. 535.)

"An act to amend the Conservation Law, in relation to size of whitefish." (No. 410, Int. No. 391.)

"An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof." (No. 199, Int. No. 199.)

"An act to amend the Judiciary Law, in relation to additional compensation allowed judges in Bronx county." (No. 454, Int. No. 430.)

"An act to amend the Conservation Law, in relation to restricting the taking of crabs." (No. 1020, Int. No. 387.)

"An act to amend the Conservation Law, in relation to the open season for grouse." (No. 1019, Int. No. 235.)

"An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission." (No. 985, Int. No. 456.)

"An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits." (No. 992, Int. No. 345.)

"An act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom." (No. 996, Int. No. 446.)

"An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen." (No. 993, Int. No. 351.)

Mr. F. A. Wells offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Assembly bill (No. 755, Int. No. 681) entitled "An act to create the soldiers' welfare commission, defining its powers and duties and making an appropria-

tion therefor," and that said bill be referred to the committee on war.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gardner offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill (No. 943, Int. No. 831) entitled "An act to amend the Stock Corporation Law, in relation to transfer of stock," and that said bill be referred to the committee on insurance.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gardner offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill (No. 942, Int. No. 830) entitled "An act to amend the Stock Corporation Law, in relation to election of directors," and that said bill be referred to the committee on insurance.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Classens offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 919, Int. No. 807) entitled "An act to provide for submitting to the qualified electors of the State, at the general election of the year nineteen hundred and eighteen, the question of 'Should the Legislature approve the pending amendment to the Constitution of the United States, relating to prohibition?'"

Debate was had.

Mr. McElligott raised the point of order that the resolution offered by Mr. Classens was not in order under Rule 10.

Mr. Speaker held the point of order well taken.

Mr. Tuckerman offered for the consideration of the House a privileged resolution, in the words following:

Whereas, Article V of the Constitution of the United States provides that the Congress, whenever two-thirds of both Houses

shall deem it necessary, shall propose amendments to the Constitution; and,

Whereas, The Governor of the State of New York on January 2, 1918, transmitted to the Legislature a copy of the joint resolution of the Congress proposing an amendment to the Constitution of the United States; and,

Whereas, A question has been raised in this Assembly as to whether the foregoing provision of Article V of the Constitution of the United States was complied with and whether the above mentioned joint resolution is lawfully before the Legislature of this State; therefore, be it

Resolved (if the Senate concur), That the Clerk of this Assembly be directed to request the Clerk of the United States Senate and the Clerk of the House of Representatives to transmit to him for the information of the Legislature of this State duly certified copies of the roll calls of the Senate and of the House of Representatives, respectively, upon the passage of said joint resolution and that upon receipt thereof he forthwith inform this Assembly thereof.

Mr. Snyder (rising to a question of information): Upon what grounds is this resolution considered privileged?

Mr. Speaker: Under Rule 16 as relating to the disposition of matters immediately before the House.

Mr. Snyder raised the point of order that the bill referred to was not immediately before the House, having been made a special order for Tuesday next.

Debate was had.

Mr. Speaker held the point of order well taken.

Mr. Donohue appealed from the decision of the Chair.

Debate was continued.

By unanimous consent, Mr. Donohue withdrew his appeal.

Mr. Tuckerman asked and was granted unanimous consent for the suspension of Rule 16.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Tuckerman, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The bill (No. 372, Int. No. 359) entitled "An act to amend the Tax Law, in relation to the assessment of omitted property," having been announced,

Mr. Judson moved that said bill be recommitted to the committee on taxation and retrenchment with instructions to report the same forthwith amended as follows:

Page 2, line 20, after "franchise" insert "in any year;" after "the" insert "five;" strike out "year" and insert "years"; strike out "nineteen hundred and thirteen.", and insert "last preceding the determination of the court relating to the property involved."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Judson, from the committee on taxation and retrenchment, reported said bill amended as directed, and the same was reprinted and placed on the order of third reading.

The bill (No. 980, Int. No. 619) entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof," was read the second time.

On motion of Mr. Donohoe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 934, Int. No. 822) entitled "An act changing the name of the town of Germantown, in the county of Columbia, to the town of Viewmount," was read the second time.

On motion of Mr. Alvord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 774, Int. No. 700) entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer,' generally," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 748, Int. No. 674) entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 416, Int. No. 397) entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county," having been announced for a second reading,

On motion of Mr. Burtnett, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 95, Int. No. 95) entitled "An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in towns," was read the second time.

On motion of Mr. Copeley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 915, Int. No. 376) entitled "An act to amend the County Law, in relation to county tuberculosis hospitals," having been announced,

Mr. Duke moved to amend as follows:

Page 8, line 11, following the word "may" insert "subject to a like approval."

Page 8, line 12, following the word "other" insert the word "adjoining".

Page 9, line 4, following the word "hospital" insert "such commission shall have all the powers and duties conferred or imposed upon board of supervisors by sections forty-five to forty-nine, inclusive, of this chapter, except as in this section expressly otherwise provided."

Page 9, line 15, following the word "and" insert "said board or managers".

Page 10, line 21, strike out the words "approved by" and insert "a petition for the approval of such site has been presented to".

Page 1, line 4, strike out "nine" and insert in place thereof "one".

Page 3, line 22, after "all" insert "county".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 26, Int. No. 26) entitled "An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 753, Int. No. 679) entitled "An act to amend the Town Law, in relation to additional supervisors in certain towns," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 727, Int. No. 657) entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond, providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer," was read the second time.

On motion of Mr. Seesselberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 355, Int. No. 342) entitled "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 963, Int. No. 848) entitled "An act to amend the Banking Law, in relation to the investment of the deposits



and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 964, Int. No. 849) entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 965, Int. No. 850) entitled "An act to amend the Banking Law, in relation to the qualifying share or shares of directors of a credit union," was read the second time.

On motion of Mr. Wiltsie, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 370, Rec. No. 20) entitled "An act to amend the Real Property Law, in relation to discharge of mortgages," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading.

The Senate bill (No. 575, Rec. No. 56) entitled "An act to amend the Highway Law, in relation to claims for damages resulting from defective highways," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading.

The bill (No. 999, Int. No. 126) entitled "An act to amend the Education Law, in relation to the salary of district superintendent," was read the second time.

On motion of Mr. Parsons, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned Assembly bill (No. 315, Senate Reprint No. 710, Int. No. 304) entitled "An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the First Presbyterian Church, Aurora, New York, and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name,"

with a message that they have concurred in the passage of the same with the following amendments:

Amend the title by striking out the word "First" in the second line, and in the third line strike out the words "New York" and insert "N. Y."

Page 1, line 5, strike out the word "First."

Page 1, line 6, strike out the words "New York" and insert "N. Y."

Page 2, line 1, strike out the word "First."

Page 2, line 2, strike out the words "New York" and insert "N. Y."

Page 2, line 4, strike out the word "First."

Page 2, line 4, strike out "New York" and insert "N. Y."

Mr. Hager moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Adler	Davis E C	Jenks	McWhinney	Smith H W
Allen	Davis G T	Johnson E A	Mead C L	Snyder
Alvord	Dobson	Johnson L W	Meyer	Soule
Ames D H	Donnelly	Judson	Miller N J	Sutherland
Ames H L	Donohoe	Karlin	Mitchell	Tallett
Amos	Donohue	Kasson	Morris	Talmage
Bates	Duke	Kenyon	Murphy	Taylor A
Belknap	Ellenbogen	Kiernan	Nesbitt	Thayer
Blakely	Everett	Klingmann	Orr	Trahan
Bloomfield	Farrell	Lattin	Parsons	Tuckerman
Bourke	Fearon	Leininger	Peck	Tyler
Brackley	Feigenbaum	Link	Pierce	Voorhees
Brink	Fitzgerald	Lord	Prangen	Waldman
Brownlee	Flynn	Lown	Pratt	Wells F A
Brush	Franchot	Machold	Richford	Wells L H
Burnett	Gaffers	Malone	Rosenberg	Welsh
Caulfield	Gage	Martin	Rowe	Wheelock
Cheney	Gardner	McArdle	Seaker	Whitcomb
Claessens	Garfinkel	McElligott	Seelye	Whitehorn
Coles	Gaylord	McGarry	Shannon	Williams
Copeley	Gitlow	McGinnies	Shiplacoff	Wiltzie
Cowee	Graham	McKee	Showers	Witter
Crowley	Hager	McLaughlin	Slacer	Youker
Davies A E	Harris	MoNab	Smith E A	Zimmerman
Davies E O	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the concurrent resolution in relation to information relative to the passage of the proposed amendment to the National Constitution in regard to the prohibition of intoxicating liquors, with a message that they have concurred in the passage of the same.

The Senate returned the concurrent resolution in relation to the construction of subways in the borough of Kings, with a message that they have concurred in the passage of the same.

The Senate returned the bill (No. 27, Int. No. 27) entitled "An act to amend the County Law, in relation to the compensation of supervisors," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

I hereby serve notice that I shall move for the suspension of Rule 10 of the Assembly rules on Monday, March 11th, for the purpose of moving to discharge the committee on excise from further consideration of Assembly bill print No. 919, Int. No. 807.

LOUIS WALDMAN.

On motion of Mr. Adler, the House adjourned.

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FRIDAY, MARCH 8, 1918

The House met pursuant to adjournment.

Mr. Malone in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Crane introduced a bill entitled "An act to authorize the county of Onondaga to pay a portion of the expense of eliminating a dangerous underpass on the Camillus Valley county highway in the town of Camillus in said county, and to relieve the town from expense therefrom" (Int. No. 969), which was read the first time and referred to the committee on internal affairs.

Mr. Duke introduced a bill entitled "An act to provide for the prevention of floods on property abutting Griffin creek, formerly a canal feeder, in the village of Cuba, Allegany county, and making an appropriation therefor" (Int. No. 970), which was read the first time and referred to the committee on ways and means.

Mr. Brownlee introduced a bill entitled "An act to amend the Election Law, in relation to increasing the number of deputies to be appointed by the State Superintendent of Elections, and making an appropriation therefor" (Int. No. 971), which was read the first time and referred to the committee on ways and means.

Mr. Martin introduced a bill entitled "An act to amend the Election Law, in relation to enrollment books" (Int. No. 972), which was read the first time and referred to the committee on the judiciary.

Mr. N. J. Miller introduced a bill entitled "An act to amend the Liquor Tax Law, generally" (Int. No. 973), which was read the first time and referred to the committee on excise.

Mr. McKee introduced a bill entitled "An act to regulate street railway fares in all cities" (Int. No. 974) which was read the first time and referred to the committee on railroads.

Mr. McWhinney introduced a bill entitled "An act to amend the Public Health Law, in relation to the practice of osteopathy" (Int. No. 975), which was read the first time and referred to the committee on public health.

Mr. Leininger introduced a bill entitled "An act to provide for the construction of a waiting-room at the intersection of Borden and Vernon avenues in Long Island City by the New York and Queens County Railroad Company" (Int. No. 976), which was read the first time and referred to the committee on railroads.

Mr. Richford introduced a bill entitled "An act to amend the Prison Law, in relation to the compensation of officers and employees in State reformatories" (Int. No. 977), which was read the first time and referred to the committee on ways and means.

Mr. Gitlow introduced a bill entitled "An act to amend chapter four of the Laws of nineteen hundred and eighteen, in relation

to the harvesting and storage of ice on the Hudson river, by repealing section three" (Int. No. 978), which was read the first time and referred to the committee on ways and means.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to group life insurance" (Int. No. 979), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Insurance Law, in relation to prohibiting the forfeiture of policy without notice" (Int. No. 980), which was read the first time and referred to the committee on insurance.

Mr. Machold introduced a bill entitled "An act to amend the charter of the city of Fulton, generally" (Int. No. 981), which was read the first time and referred to the committee on affairs of cities.

Mr. Seelye, from the committee on public health, to which was referred Assembly bill introduced by Mr. Seelye (No. 276, Int. No. 109), entitled "An act to amend the Public Health Law, in relation to qualifications of local health officers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Seelye, Fenner, Hager, Lattin, Crane, Voorhees, Tuckerman.

Also, Assembly bill introduced by Mr. Blakely (No. 570, Int. No. 527), entitled "An act to amend the Public Health Law, in relation to wall paper and calcimine," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Seelye, Fenner, Hager, Lattin, Voorhees, Trahan, Tuckerman. which reports were agreed to, and said bills placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Murphy (No. 668, Int. No. 503), entitled "An act to amend the Tax Law, in relation to the collector's warrants," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Burtnett, Flynn, Decker.

Also, Assembly bill introduced by Mr. Burtnett (No. 749, Int. No. 675), entitled "An act to amend the Tax Law, in relation to the levy of taxes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Burtnett, Flynn, Decker.

Also, Assembly bill introduced by Mr. Kenyon (No. 761, Int. No. 687), entitled "An act to amend the Tax Law, in relation to tax-roll and collector's warrant," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Burtnett, Flynn, Decker.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Judson (No. 675, Int. No. 608), entitled "An act to amend the Tax Law, in relation to the time for the commencement of certiorari proceedings, to review special franchise assessments in towns," reported in favor of the passage of the same, with the following amendment:

Page 2, line 5, place brackets about the word "fifteen" and insert in place thereof "thirty" in italics.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Burtnett, Flynn, Decker.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Senate bill introduced by Mr. Yelverton (No. 360, Rec. No. 54), entitled "An act to the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertise-

ment and sale of lands upon which the same were assessed," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Judson, McGinnies, Jenks, Brush, Johnson, L. W., Burtnett, Flynn, Decker.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Witter offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 822, Int No. 735), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article one of the Constitution, in relation to the drainage of land for agricultural purposes and the taking of property therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Witter moved to amend as follows:

Page 1, third line of title, insert after "of" "swamp or agricultural;" strike out "for" at end of line, and strike out "agricultural purposes" on line 3.

Page 2, line 3, insert in italics before "Agricultural" "swamp or."

Line 5, insert after "of" in italics "swamp or".

Line 7, insert after "restrictions" "on making," and insert a bracket "[ " before "and" at end of line.

Line 8, insert a bracket "[ " after "with," and after the comma after "compensation" insert in italics "which may be assessed, wholly or partly, against the property benefited thereby."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Witter, said bill was ordered reprinted and recommitted to said committee.

On motion of Mr. Adler, the House adjourned until Saturday, March 9th, at eleven o'clock A. M.



## SATURDAY, MARCH 9, 1918

The House met pursuant to adjournment.

Mr. Talmage in the chair.

Prayer by Rev. Charles Graves.

On motion of Mr. Witter, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Waldman introduced a bill entitled "An act to provide for a system of universities, for free public instruction" (Int. No. 982), which was read the first time and referred to the committee on public education.

Mr. Caulfield, by request, introduced a bill entitled "An act to amend the Labor Law, in relation to the hours of labor of minors and women" (Int. No. 983), which was read the first time and referred to the committee on labor and industries.

The Senate returned the Assembly bill (No. 315, Senate Reprint No. 710, Int. No. 304) entitled "An act to continue the corporate existence of the First Presbyterian Church in the village of Aurora under the name of the Presbyterian Church, Aurora, N. Y., and to ratify and confirm the title to all property acquired and acts performed by such corporation under the latter name."

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Witter, the House adjourned.

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MONDAY, MARCH 11, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Saturday, March 9th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Fire Island State Park Commission, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the report of the Superintendent of Public Works on the subject of the repair and rebuilding of the

structures of the Black River canal submitted pursuant to the resolution of the Legislature passed May 10, 1917, which was ordered laid upon the table and printed.

(See Document.)

Mr. Machold, by request, introduced a bill entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, as amended, entitled 'An act to revise the charter of the city of Watertown,' by providing for a board of transportation" (Int. No. 984), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, as amended, entitled 'An act to revise the charter of the city of Watertown'" (Int. No. 985), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act authorizing the city of Watertown to acquire, construct, maintain and operate a street railway system" (Int. No. 986), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act authorizing the city of Watertown to operate a line or lines of motor buses" (Int. No. 987), which was read the first time and referred to the committee on affairs of cities.

Mr. McGinnies introduced a bill entitled "An act to amend the Dunkirk city charter, in relation to the salary of clerk" (Int. No. 988), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to amend chapter three hundred and seventeen of the Laws of nineteen hundred and seventeen, entitled 'An act in relation to a proposed canal to be constructed by the Federal government on Long Island, and making appropriations for expenses in connection therewith,' in relation to time of report to Legislature" (Int. No. 989), which was read the first time and referred to the committee on ways and means.

Mr. Talmage introduced a bill entitled "An act to amend the Conservation Law, in relation to scallops" (Int. No. 990), which was read the first time and referred to the committee on conservation.

Mr. Waldman introduced a bill entitled "An act making provision for issuing bonds to an amount not exceeding twenty million dollars, for the use of the food and milk commissions for the purpose of manufacture, production, purchase, and sale of necessities, at cost to the people to be voted on at the general election to be held in the year nineteen hundred and eighteen" (Int. No. 991), which was read the first time and referred to the committee on ways and means.

Mr. Fearon introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to referee's fees upon the sale of real property" (Int. No. 992), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to action for divorce when party is under age of consent" (Int. No. 993), which was read the first time and referred to the committee on codes.

Mr. Decker introduced a bill entitled "An act to amend the Civil Service Law, in relation to promotions" (Int. No. 994), which was read the first time and referred to the committee on the judiciary.

Mr. Donnelly introduced a bill entitled "An act to amend the Public Health Law, in relation to qualifications for practice of veterinary medicine and surgery" (Int. No. 995), which was read the first time and referred to the committee on public health.

Also, "An act in relation to the abolishment of the use of private seals on written contracts" (Int. No. 996), which was read the first time and referred to the committee on the judiciary.

Mr. Jenks introduced a bill entitled "An act to amend the Insanity Law, in relation to the retirement of officers and employees of State hospitals for the insane" (Int. No. 997), which was read the first time and referred to the committee on ways and means.

Mr. Adler introduced a bill entitled "An act to amend the Education Law, in relation to physically defective children" (Int. No. 998), which was read the first time and referred to the committee on public education.

Mr. Chency introduced a bill entitled "An act to amend the Town Law, in relation to filing of maps, and notes of convey-

ances to be made thereon " (Int. No. 999), which was read the first time and referred to the committee on internal affairs.

Mr. Kasson introduced a bill entitled "An act to legalize and confirm the tax levy for the repair of highways upon the assessment rolls of the town of Mayfield, in the county of Fulton, in the year nineteen hundred and eighteen " (Int. No. 1000), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Murphy introduced a bill entitled "An act to amend the Town Law, in relation to town meetings in the county of Suffolk and to terms of office of town officers heretofore and hereafter elected therein and the filling of vacancies " (Int. No. 1001), which was read the first time and referred to the committee on internal affairs.

Mr. Kenyon, from the committee on war, to which was referred Assembly bill introduced by Mr. F. A. Wells (No. 755, Int. No. 681), entitled "An act to create the soldiers' welfare commission, defining its powers and duties and making an appropriation therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Kenyon, Machold, Kasson, McGinnies, Everett, Zimmerman, Davis, E. C., Seesselberg, Goldberg.

Also, Assembly bill introduced by Mr. Kenyon (No. 870, Int. No. 773), entitled "An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefore,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Kenyon, Machold, Kasson, McGinnies, Everett, Zimmerman, Davis, E. C., Seesselberg, Goldberg.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. C. L. Mead, from the committee on penal institutions, to which was referred Assembly bill introduced by Mr. C. L.

Mead (No. 693, Int. No. 626), entitled "An act to amend the Prison Law, in relation to enforcement of the powers of the State Commission of Prisons," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Mead, C. L., Hager, Gaffers, Brownlee, Richford, Gardner, Johnson, E. A., Davies, E. C., Farrell.

Also, Assembly bill introduced by Mr. C. L. Mead (No. 694, Int. No. 627), entitled "An act to amend the Prison Law, in relation to time for filing estimates of articles with Commission of Prisons," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Mead, C. L., Hager, Gaffers, Brownlee, Richford, Gardner, Johnson, E. A., Davies, E. C., Farrell.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Thayer, from the committee on public printing, to which was referred the resolution relative to printing additional copies of Assembly bill (Int. No. 576), reported in favor of the adoption of the following resolution:

Resolved, That there be printed for the use of the Assembly one thousand additional copies of Assembly bill (Int. No. 576) entitled "An act to amend the Education Law, in relation to courses of instruction in physical training and discipline in the schools of a district outside of a city or village."

Those who voted in the affirmative were: Messrs. Thayer, Wheelock, Bourke, Crowley, Donohoe, Kiernan, Feigenbaum. which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder

Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Mr. Thayer, from the committee on public printing, to which was referred the resolution relative to printing additional copies of Assembly bill (Int. No. 574), reported in favor of the adoption of the following resolution:

Resolved, That there be printed for the use of the Assembly one thousand additional copies of Assembly bill (Int. No. 574) entitled "An act to repeal chapter three hundred and twenty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to amend the Education Law, by creating town boards of education and providing for the support and maintenance of schools in towns and to amend the Education Law by providing for the administration and maintenance of rural schools.'"

Those who voted in the affirmative were: Messrs. Thayer, Wheelock, Bourke, Crowley, Donohoe, Kiernan, Feigenbaum. which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W

Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts." (No. 26, Int. No. 26.)

"An act changing the name of the town of Germantown, in the county of Columbia, to the town of Viewmount." (No. 934, Int. No. 822.)

"An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town." (No. 748, Int. No. 674.)

"An act to amend the Town Law, in relation to additional supervisors in certain towns." (No. 753, Int. No. 679.)

"An act to amend the Banking Law, in relation to the qualify-



ing share or shares of directors of a credit union." (No. 965, Int. No. 850.)

"An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages." (No. 964, Int. No. 849.)

"An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors." (No. 1068, Int. No. 197.)

"An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies." (No. 355, Int. No. 342.)

"An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States." (No. 963, Int. No. 848.)

"An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in towns." (No. 95, Int. No. 95.)

"An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties." (No. 1021, Int. No. 455.)

"An act to amend the City Local Option Law, in relation to expenses, ballots and supplies." (No. 1018, Int. No. 890.)

"An act to enable the trustees of the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof." (No. 980, Int. No. 619.)

"An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and

without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer,' generally." (No. 774, Int. No. 700.)

"Concurrent resolution of the Senate and Assembly ratifying the proposed amendment to the Constitution of the United States, relating to prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes." (No. 29, Int. No. 29.)

"An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond, providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks, and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer." (No. 727, Int. No. 657.)

"An act to amend the Conservation Law, in relation to non-resident fishing licenses." (No. 994, Int. No. 454.)

"An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees." (No. 1067, Int. No. 399.)

"An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways." (No. 1066, Int. No. 616.)

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of the bill (No. 863, Int. No. 766) entitled "An act to amend the Education Law, in relation to qualifications of teachers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Amos moved to amend as follows:

On page 2, between lines 3 and 4, insert in italics: "A person now employed as a teacher, who is not a citizen, may continue in such employment, provided he or she, within one year from the passage of this act, shall make application to become a citizen

and within the time thereafter prescribed by law shall become a citizen."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Twomey offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 654, Int. No. 598) entitled "An act to amend the Greater New York charter, in relation to the retirement from active service and pensioning of civil employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Twomey moved to amend as follows:

On page 2, line 9, insert after the word "rebellion" and before the word "and" the following in italics: "or an exempt volunteer fireman".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Twomey, said bill was ordered reprinted and recommitted to said committee.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 632, Rec. No. 61) entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, main-

taining and operating the said trunk sewer and outlet sewer,' generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Blakely, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Blakely, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malono	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Waldman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 33, Int. No. 33) entitled "An act to establish control by the State of New York of the production, supply and distribution of the necessities of life for the purpose of immediate relief; to insure an adequate supply thereof at the least possible cost to the people of the State; to prevent speculation and other practice for the purpose of enhancing price; to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen to the commission created by this act."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Waldman moved to amend as follows:

Substitute the following as the heading, after the words "An act" "to establish ownership and control by the State of New York of production, supply and distribution of the necessities of life for the purpose of insuring an adequate supply thereof at cost to the people of the State; to prevent speculation, profits and other practice; to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen to the commission created by this act."

On page 2, line 24, after the word ending "sion", strike out the words "with the approval of the Governor".

On page 2, line 26, after the word "employees" insert the following: "in accordance with the Civil Service Law,".

On page 3, line 3, add a period after the word "therefor".

On page 3, line 4, strike out the following: "subject to the approval of the Governor."

On page 8, line 6, after the following: "profit or practice," insert the following: "and such findings shall be final."

On page 8, line 6, strike out the following: "and in any proceeding brought in".

On page 8, strike out line 7.

On page 8, line 8, strike out the word "evidence".

On page 8, line 21, strike out, beginning with "no such

license," through the words "under the plan proposed," on line 26.

Strike out sections 10, 11 and 12, and substitute as follows:

"§ 10. Duties of the commission. The commission shall have the power and it shall be its duty to purchase, manufacture and produce necessities, and provide storage, refrigeration facilities and all other improvements and appurtenances necessary thereto and sell at cost, the same in such a manner and through such agencies as hereinafter provided for. It shall establish food collecting stations at suitable points throughout the State. It shall also establish a central State purchasing bureau with purchasing agencies at suitable points outside of the State, as the commission may deem necessary.

"§ 11. Distribution by municipalities and other duties of the commission. Any municipality, township or village in this State may establish through such agencies as it may determine, department stores with all equipments including delivery facilities for the purpose of supplying, distributing and selling all necessities at cost to the people of such municipality, township or village for the purposes of this act and the same shall be issued in the manner provided by the city charter or other act applicable thereto; provided that no limitations contained in such charter or act upon the amount of bonds to be issued by such municipality, township or village shall be held to restrict the issuance of the bonds for the purpose of carrying this act into effect. If the mayor or governing body or bodies of a municipality, township or village do not avail themselves of the powers given to them under this section, on petition of five per centum of the citizenship thereof who have registered at the last election such mayor or governing body or bodies shall not later than thirty days after the filing of such petition submit the following questions to the people of that municipality to be voted on 'shall this municipality, township or village (as the case may be) establish department stores with facilities and equipments necessary for the purposes of supplying, distributing and selling necessities at cost to the people.' Upon the vote of the majority of the electors in favor of such action, it shall be the duty of the governing body or bodies to carry same into effect.

"Upon the petition of any municipality, township or village through its governing body or bodies or through such a number of residents thereof as in the opinion of the commission would justify the maintenance of a department store or stores in that locality it shall be the duty of the commission to acquire, purchase or construct such department store or stores, and maintain, control and operate the same and sell necessities at cost to the

people. If the commission shall decide to assume the function of distributing such necessities it shall divide such municipality, township or village into districts or zones for the purpose of establishing in each such district or zone a department store with all equipments and facilities sufficient to supply necessities to all inhabitants of such district. In determining the cost as used in this act the commission, municipality, township or village may add to the price paid for necessities a just proportion of the reasonable operating expenses of the commission including damage to or deterioration of property or facilities employed in such work. For the purpose of carrying this act into effect the commission, municipality, township or village, as the case may be, may acquire lands, buildings, easements, property and appurtenances by purchase or condemnation; and the acquisition thereof is hereby declared a public use. Whenever the commission, municipality, township or village shall deem it advisable to immediately acquire the use and possession of any such lands, buildings, easements, appurtenances or property, it may take immediate possession thereof upon filing a map of the property to be taken in the office of the county clerk of the county in which the property is located and serving upon the occupant a copy of such map and a notice that the commission, municipality, township or village as the case may be thereby appropriates the same for its use. The owner of such property may file a claim for compensation on account of such taking with a Court of Claims which is hereby given jurisdiction to hear and determine the matter, fix and award just compensation and render judgment therefor against the State, municipality, township or village as the case may be. Property acquired under this act shall be exempt from all State and local taxation.

“§ 12. Determining cost. For the purpose of ascertaining the cost to the farmers of marketable products, and obtain a scientific guide in fixing the purchase prices by the State, the commission is hereby empowered, authorized and directed:

“First: To require of the State Agricultural College to perform such experiments upon lands and equipments now owned by it or hereafter to be acquired in such farm products and for such a period of time as may be necessary for the purpose of determining the cost of scientific production of farm products;

“Second: To cultivate under its direct supervision and control State lands now owned or to be acquired and available for agricultural use with a view of experimenting in all products now produced and marketed by the farmers of this State. The commission shall select such lands in different parts of the State to represent as near as possible existing natural conditions



throughout the State. The commission shall employ for this purpose agricultural laborers, foremen and superintendents and pay them the prevailing rate of wages and employ them for not more than eight hours in any one day."

On page 13, line 4, strike out between the words "to" and "under" the following: "permit the sale," and insert therein the following: "take and sell at cost for use but not for sale."

On page 13, line 15, substitute the figures "14" for "4".

On page 13, line 21, after the word "all" insert the words "producers and".

On page 14, lines 15 and 16, after the word "shall", strike out the following "when requested by the Governor, report to him" and insert therefor "report annually and upon request to the Legislature".

On page 15, lines 19 and 20, after the word "appropriated," strike out the following: "from any money in the State treasury not otherwise appropriated,".

On page 15, line 21, after the word "of", substitute the word "fifteen" for the word "one", and in the parenthesis substitute the figures "15" for the figure "1".

On page 15, line 24, after the word "section," insert the following: "and all other moneys used in connection with the purposes of this act".

On page 16, line 1, strike out after the word "under" the following: "such subdivision" and substitute therefore the following "this act".

On page 16, lines 1, 2 and 3, strike out the following: "For the purpose of paying for necessities seized by the commission under subdivision one of section seven of this act,".

On page 16, line 3, capitalize the word "the", in order to start a new sentence.

On page 16, line 9, after the word "Comptroller" strike out the following: "and the Governor".

On page 23, line 10, after the words "this act" before the period insert the following: "and chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen is hereby repealed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Waldman, said bill was ordered reprinted and recommitted to said committee.

Mr. Curley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 1059, Int. No. 919) entitled "An act to amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Curley moved to amend as follows:

Page 2, line 11, after "department" insert in italics "who shall have served the time required by law in the volunteer fire department of any city, town or village in the State, or who shall have been a member thereof at the time of the disbandment of such volunteer fire department."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Curley, said bill was ordered reprinted and recommitted to said committee.

Pursuant to notice, Mr. Waldman moved to suspend Rule 10 for the purpose of moving to discharge the committee on excise from further consideration of Assembly bill (No. 919, Int. No. 807) entitled "An act to provide for submitting to the qualified electors of the State at the general election of the year nineteen hundred and eighteen, the question of 'Should the Legislature approve the pending amendment to the Constitution of the United States, relating to prohibition?'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill (No. 770, Int. No. 696) entitled "An act to amend the charter of the city of Hudson, in relation to increasing the salaries of the chief of police, sergeant and police officers in said city," was read the second time.

On motion of Mr. Alvord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 773, Int. No. 699) entitled "An act to amend the charter of the city of Jamestown, in relation to the establishment of a city court," having been announced for a second reading,

On motion of Mr. A. Taylor, and by unanimous consent, said

bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 896, Int. No. 793) entitled "An act to amend the Agricultural Law, in relation to branding cheese," was read the second time.

On motion of Mr. Copeley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 882, Int. No. 779) entitled "An act to amend the Insurance Law, in relation to actions against an insurance carrier when insured person is insolvent or bankrupt," was read the second time.

On motion of Mr. Crane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 737, Int. No. 667) entitled "An act to amend the charter of the city of Little Falls, generally," was read the second time.

On motion of Mr. E. O. Davies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 544, Int. No. 505) entitled "An act to amend section nineteen hundred and ninety-one of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to auctions and auctioneers," was read the second time.

On motion of Mr. Ellenbogen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 545, Int. No. 506) entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments and sales to the city of New York for assessments affecting property in the city of New York, and directing the comptroller to mark such assessments accordingly," was read the second time.

On motion of Mr. Ellenbogen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 688, Int. No. 621) entitled "An act to amend the Penal Law, in relation to the amount of allowance by the State for maintenance of tramps in penitentiaries," was read the second time.

On motion of Mr Gaffers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 701, Int. No. 631) entitled "An act to amend chapter two hundred and fifty-seven of the Laws of eighteen hundred and sixty, entitled 'An act to incorporate the Hyde Park fire department in Dutchess county,' generally," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 805, Int. No. 510) entitled "An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk free library," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 741, Int. No. 671) entitled "An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy," was read the second time.

On motion of Mr. C. L. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 293, Int. No. 282) entitled "An act to amend the Greater New York charter, in relation to foreclosure of tax lien," was read the second time.

On motion of Mr. O'Hare, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 404, Int. No. 385) entitled "An act to amend the Public Service Commissions Law, in relation to complaints as to quality and price of gas and electricity," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 226, Int. No. 225) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the compensation of the treasurer as collector, ex-officio," was read the second time.

On motion of Mr. Seaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 227, Int. No. 226) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to sprinkling the streets," was read the second time.

On motion of Mr. Seaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 229, Int. No. 228) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to clearing sidewalks of snow and ice," was read the second time.

On motion of Mr. Seaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 230, Int. No. 229) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the improvement or extension of the water works," was read the second time.

On motion of Mr. Seaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 650, Int. No. 594) entitled "An act to amend chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen, entitled 'An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled 'An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof and also to amend other acts relating to the city

of Troy,' and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein," and acts amendatory thereof generally, and repealing certain sections thereof, relating to the assessment and collection of taxes and assessments,' in relation to the assessment of property and collection of taxes in the city of Troy, and repealing section eight of said chapter," was read the second time.

On motion of Mr. Shannon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 659, Int. No. 603) entitled "An act to amend the General Municipal Law, in relation to the issuance of bonds by third-class cities of the State," was read the second time.

On motion of Mr. Welsh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 600, Int. No. 557) entitled "An act to amend the Agricultural Law, in relation to licensing persons who make fat tests of composite samples of milk," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 160, Rec. No. 37) entitled "An act to amend the Code of Civil Procedure, in relation to publication of notice of sale of real property," was read the second time.

On motion of Mr. A. Taylor, said bill was placed on the order of third reading.

The bill (No. 845, Int. No. 65) entitled "An act authorizing and empowering the Commissioners of the Land Office to issue a patent quit-claiming all the right, title and interest of the State of New York in and to certain lands under water of the Hudson river at Poughkeepsie, New York, to the DeLaval Separator Company," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 126

NOES 10

Those who voted in the affirmative were:

Adler	Davies A E	Hamill	McLaughlin	Slacer
Allen	Davies E O	Harris	McNab	Smith E A
Alvord	Davis E C	Havican	McWhinney	Smith H W
Ames D H	Davis G T	Jenks	Mead C L	Snyder
Ames H L	Decker	Johnson E A	Meyer	Soule
Amos	Dobson	Johnson L W	Miller E H	Sutherland
Bates	Donnelly	Judson	Miller N J	Tallett
Belknap	Donohoe	Kasson	Mitchell	Talmage
Blakely	Donohue	Kenyon	Morris	Taylor A
Bloch	Duke	Kiernan	Murphy	Thayer
Bloomfield	Ellenbogen	Klingmann	Nesbitt	Trahan
Bourke	Everett	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Parsons	Twomey
Brink	Fearon	Leininger	Peck	Tyler
Brownlee	Fenner	Link	Pierce	Voorhees
Brush	Fitzgerald	Lown	Prangen	Wells F A
Burr	Flynn	Machold	Pratt	Wells L H
Burnett	Franchot	Malone	Quackenbush	Welsh
Caulfield	Gaffers	Martin	Richford	Wheelock
Cheney	Gage	McArdle	Rowe	Whitcomb
Coles	Gardner	McCue	Seaker	Williams
Copeley	Gaylord	McElligott	Seelye	Wiltzie
Cowee	Goldberg	McGinnies	Seesselberg	Winter
Crane	Graham	McKee	Shannon	Witter
Crowley	Hager	McKeon	Showers	Zimmerman
Curley				

Those who voted in the negative were:

Claessens	Garfinkel	Karlin	Rosenberg	Waldman
Feigenbaum	Gitlow	Orr	Shiplacoff	Whitehorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 848, Int. No. 480) entitled "An act to amend the Banking Law, in relation to the accounts to be kept by banks and trust companies," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McNab	Slacer
Allen	Davies A E	Hamill	McWhinney	Smith E A
Alvord	Davies E O	Harris	Mead C L	Smith H W
Ames D H	Davis E C	Havican	Meyer	Snyder



Ames H L	Davis G T	Jenks	Miller E H	Soule
Amos	Decker	Johnson E A	Miller N J	Sutherland
Barra	Dobson	Johnson L W	Mitchell	Tallett
Bates	Donnelly	Judson	Morris	Talmage
Belknap	Donohoe	Karlin	Murphy	Taylor A
Bewley	Donohue	Kasson	Nesbitt	Thayer
Blakely	Duke	Kenyon	O'Hare	Trahan
Bloch	Ellenbogen	Kiernan	Orr	Tuckerman
Bloomfield	Everett	Klingmann	Parsons	Twomey
Bourke	Farrell	Larney	Peck	Tyler
Brackley	Fearon	Lattin	Pierce	Voorhees
Brink	Feigenbaum	Leininger	Prangen	Waldman
Brownlee	Fenner	Link	Pratt	Wells F A
Brush	Fitzgerald	Lown	Quackenbush	Wells L H
Burr	Flynn	Machold	Richford	Welsh
Burnett	Franchot	Malone	Rosenberg	Wheelock
Caulfield	Gassers	Martin	Rowe	Whitcomb
Cheney	Gage	McArdle	Seaker	Whitehorn
Claessens	Gardner	McCue	Seelye	Williams
Coles	Garfinkel	McElligott	Seesselberg	Wiltzie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crane	Goldberg	McKeon	Showers	Zimmerman
Crowley	Graham	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 877, Int. No. 198) entitled "An act to amend the Town Law, in relation to the compensation of election officers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McNab	Slacer
Allen	Davies A E	Hamill	McWhinney	Smith E A
Alvord	Davies E O	Harris	Mead C L	Smith H W
Ames D H	Davis E C	Havican	Meyer	Snyder
Ames H L	Davis G T	Jenks	Miller E H	Soule
Amos	Decker	Johnson E A	Miller N J	Sutherland
Barra	Dobson	Johnson L W	Mitchell	Tallett
Bates	Donnelly	Judson	Morris	Talmage
Belknap	Donohoe	Karlin	Murphy	Taylor A
Bewley	Donohue	Kasson	Nesbitt	Thayer
Blakely	Duke	Kenyon	O'Hare	Trahan
Bloch	Ellenbogen	Kiernan	Orr	Tuckerman
Bloomfield	Everett	Klingmann	Parsons	Twomey

Bourke	Farrell	Larney	Peck	Tyler
Brackley	Fearon	Lattin	Pierce	Voorhees
Brink	Feigenbaum	Leininger	Prangen	Waldman
Brownlee	Fenner	Link	Pratt	Wells F A
Brush	Fitzgerald	Lown	Quackenbush	Wells L H
Burr	Flynn	Machold	Richford	Welsh
Burnett	Franchot	Malone	Rosenberg	Wheelock
Caulfield	Gaffers	Martin	Rowe	Whitcomb
Cheney	Gage	McArdle	Seaker	Whitehorn
Claessens	Gardner	McCue	Seelye	Williams
Coles	Garfinkel	McElligott	Seesselberg	Wiltzie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crane	Goldberg	McKeon	Showers	Zimmerman
Crowley	Graham	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 477, Int. No. 451) entitled "An act to amend the Religious Corporations Law, in relation to the management and investment of endowment funds," having been announced,

Mr. Whitehorn moved to recommit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McNab	Slacer
Allen	Davies A E	Hamill	McWhinney	Smith E A
Alvord	Davies E O	Harris	Mead C L	Smith H W
Ames D H	Davis E C	Havican	Meyer	Snyder
Ames H L	Davis G T	Jenks	Miller E H	Soule
Amos	Decker	Johnson E A	Miller N J	Sutherland
Barra	Dobson	Johnson L W	Mitchell	Tallett
Bates	Donnelly	Judson	Morris	Talmage
Belknap	Donohoe	Karlin	Murphy	Taylor A
Bewley	Donohue	Kasson	Nesbitt	Thayer
Blakely	Duke	Kenyon	O'Hare	Trahan
Bloch	Ellenbogen	Kiernan	Orr	Tuckerman
Bloomfield	Everett	Klingmann	Parsons	Twomey
Bourke	Farrell	Larney	Peck	Tyler

Brackley	Fearon	Lattin	Pierce	Voorhees
Brink	Feigenbaum	Leininger	Prangen	Waldman
Brownlee	Fenner	Link	Pratt	Wells F A
Brush	Fitzgerald	Lown	Quackenbush	Wells L H
Burr	Flynn	Machold	Richford	Welsh
Burnett	Franchot	Malone	Rosenberg	Wheelock
Caulfield	Gaffers	Martin	Rowe	Whitcomb
Cheney	Gage	McArdle	Seaker	Whitehorn
Claessens	Garfinkel	McCue	Seelye	Williams
Coles	Garfinkel	McElligott	Seesselberg	Wiltzie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crane	Goldberg	McKeon	Showers	Zimmerman
Crowley	Graham	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 916, Int. No. 415) entitled "An act to amend the City Local Option Law, in relation to watchers," having been announced for a third reading,

On motion of Mr. Meyer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 914, Int. No. 535) entitled "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," having been announced for a third reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

By unanimous consent, Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of Senate bill (No. 311, Rec. No. 76) entitled "An act to amend the Conservation Law, in relation to size of whitefish."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Talmage, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Talmage, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hager	McNab	Slacer
Allen	Davies A E	Hamill	McWhinney	Smith E A
Alvord	Davies E O	Harris	Mead C L	Smith H W.
Ames D H	Davis E C	Havican	Meyer	Snyder
Ames H L	Davis G T	Jenks	Miller E H	Soule
Amos	Decker	Johnson E A	Miller N J	Sutherland
Barra	Dobson	Johnson L W	Mitchell	Tallett
Bates	Donnelly	Judson	Morris	Talmage
Belknap	Donohoe	Karlin	Murphy	Taylor A
Bewley	Donohue	Kasson	Nesbitt	Thayer
Blakely	Duke	Kenyon	O'Hare	Trahan
Bloch	Ellenbogen	Kiernan	Orr	Tuckerman
Bloomfield	Everett	Klingmann	Parsons	Twomey
Bourke	Farrell	Larney	Peck	Tyler
Brackley	Fearon	Lattin	Pierce	Voorhees
Brink	Feigenbaum	Leininger	Prangen	Waldman
Brownlee	Fenner	Link	Pratt	Wells F A
Brush	Fitzgerald	Lown	Quackenbush	Wells L H
Burr	Flynn	Machold	Richford	Welsh
Burtnett	Franchot	Malone	Rosenberg	Wheelock
Caulfield	Gaffers	Martin	Rowe	Whitcomb
Cheney	Gage	McArdle	Seaker	Whitehorn
Claessens	Gardner	McCue	Seelye	Williams
Coles	Garfinkel	McElligott	Seesselberg	Wiltzie
Copeley	Gaylord	McGinnies	Shannon	Winter
Cowee	Gitlow	McKee	Shiplacoff	Witter
Crane	Goldberg	McKeon	Showers	Zimmerman
Crowley	Graham	McLaughlin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 410, Int. No. 391) entitled "An act to amend the Conservation Law, in relation to size of whitefish," having been announced for a third reading,

On motion of Mr. Talmage, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 199, Int. No. 199) entitled "An act to amend chapter five hundred and twenty-six of the Laws of nineteen hundred and two, entitled 'An act in relation to the Buffalo Fine Arts Academy and the management thereof,' in relation to ex-officio directors thereof," was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Neshitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Fratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gillow	McGinnies	Seesselberg	Wiltie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 454, Int. No. 430) entitled "An act to amend the Judiciary Law, in relation to additional compensation allowed judges in Bronx county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burtnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1020, Int. No. 387) entitled "An act to amend the Conservation Law, in relation to restricting the taking of crabs," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder

Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1019, Int. No. 235) entitled "An act to amend the Conservation Law, in relation to the open season for grouse," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey



Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Loining	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Caulfield	Franchot	Machold	Quackenbush	Wells L H
Burtnett	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 995, Int. No. 456) entitled "An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thaver
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leining	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burtnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams

Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Donohue offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of Senate bill (No. 655, Rec. No. 59) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Donohue, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 992, Int. No. 345) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to

markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," having been announced for a third reading,

On motion of Mr. Donohue, said bill was laid aside, and ordered stricken from the calendar.

The Senate bill (No. 370, Rec. No. 20) entitled "An act to amend the Real Property Law, in relation to discharge of mortgages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Fallon	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 575, Rec. No. 56) entitled "An act to amend the Highway Law, in relation to claims for damages resulting from defective highways," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E C	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Walsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Secsselberg	Wiltzie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 993, Int. No. 351) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Hamill	McNab	Slacer
Allen	Davis E O	Harris	McWhinney	Smith E A
Alvord	Davis G T	Havican	Mead C L	Smith H W
Ames D H	Decker	Jenks	Meyer	Snyder
Ames H L	Dobson	Johnson E A	Miller E H	Soule
Amos	Donnelly	Johnson L W	Miller N J	Sutherland
Bates	Donohoe	Judson	Mitchell	Tallett
Belknap	Donohue	Karlin	Morris	Talmage
Blakely	Duke	Kasson	Murphy	Taylor A
Bloch	Ellenbogen	Kenyon	Nesbitt	Thayer
Bloomfield	Everett	Kiernan	O'Hare	Trahan
Bourke	Farrell	Klingmann	Orr	Tuckerman
Brackley	Fearon	Larney	Parsons	Twomey
Brink	Feigenbaum	Lattin	Peck	Tyler
Brownlee	Fenner	Leininger	Pierce	Voorhees
Brush	Fitzgerald	Link	Prangen	Waldman
Burr	Flynn	Lown	Pratt	Wells F A
Burnett	Franchot	Machold	Quackenbush	Wells L H
Caulfield	Gaffers	Malone	Richford	Welsh
Cheney	Gage	Martin	Rosenberg	Wheelock
Claessens	Gardner	McArdle	Rowe	Whitcomb
Coles	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McElligott	Seelye	Williams
Cowee	Gitlow	McGinnies	Seesselberg	Wiltsie
Crane	Goldberg	McKee	Shannon	Winter
Crowley	Graham	McKeon	Shiplacoff	Witter
Curley	Hager	McLaughlin	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 996, Int. No. 446) entitled "An act to amend the Agricultural Law, in relation to dogs and the protection of domestic animals therefrom," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 1

Those who voted in the affirmative were:

Adler	Davies A E	Hager	McLaughlin	Slacer
Allen	Davies E O	Hamill	McNab	Smith E A
Alvord	Davis E C	Harris	McWhinney	Smith H W
Ames D H	Davis G T	Havican	Mead C L	Snyder
Ames H L	Decker	Jenks	Miller E H	Soule
Amos	Dobson	Johnson E A	Miller N J	Sutherland
Bates	Donnelly	Johnson L W	Mitchell	Tallett
Belknap	Donohoe	Judson	Morris	Talmage
Blakely	Donohue	Karlin	Murphy	Taylor A
Bloch	Duke	Kasson	Nesbitt	Thayer
Bloomfield	Ellenbogen	Kenyon	O'Hare	Trahan
Bourke	Everett	Kiernan	Orr	Tuckerman
Brackley	Farrell	Klingmann	Parsons	Twomey
Brink	Fearon	Larney	Peck	Tyler
Brownlee	Feigenbaum	Lattin	Pierce	Voorhees
Brush	Fenner	Leininger	Prangen	Waldman
Burr	Fitzgerald	Link	Pratt	Wells F A
Burnett	Flynn	Lown	Quackenbush	Wells L H
Caulfield	Franchot	Machold	Richford	Welsh
Cheney	Gaffers	Malone	Rosenberg	Wheelock
Claessens	Gage	Martin	Rowe	Whitcomb
Coles	Gardner	McArdle	Seaker	Whitehorn
Copeley	Garfinkel	McCue	Seelye	Williams
Cowee	Gaylord	McElligott	Seesselberg	Wiltzie
Crane	Gitlow	McGinnies	Shannon	Winter
Crowley	Goldberg	McKee	Shiplacoff	Witter
Curley	Graham	McKeon	Showers	Zimmerman

In the negative:

Meyer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. McWhinney called up Assembly bill (No. 753, Int. No. 679) entitled "An act to amend the Town Law, in relation to additional supervisors in certain towns," now on the order of third reading.

Said bill having been announced,

Mr. McWhinney moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

Page 1, strike out lines 8 to 11.

Strike out pages 2 and 3.

Page 4, strike out lines 1 to 6 and insert:

“Section 450. Additional supervisor; resolution of town board.

“451. Election of supervisors in such town.

“452. Powers and duties of presiding supervisor.

“453. Powers and duties of additional supervisor.

“454. Temporary appointment; vacancies.

“455. Salary of additional supervisor.

“456. Powers and duties of supervisors as members of  
the board of supervisors.

“§ 450. Additional supervisors; resolution of town board. Any town having a population of more than one-half the total population of the county in which such town is located according to the last preceding Federal or State census or enumeration shall have one additional supervisor. No such supervisor, however, shall be elected or appointed or exercise any power or perform any duty until the town board of such town shall by resolution adopted by a majority vote determine that the provisions of this article be operative in such town.

“§ 451. Election of supervisors in such town. At a town meeting held in November following the adoption of the resolution provided for in the preceding section the electors of such town shall elect one additional supervisor who shall hold office until January first following the biennial town meeting, at which time and at each biennial town meeting thereafter, two supervisors shall be elected under the general and special laws relating to the election of supervisors applicable to such town, except that one of such supervisors shall be elected as presiding supervisor of such town.

“§ 452. Powers and duties of presiding supervisor. The presiding supervisor shall exercise all the powers and be charged with all the duties conferred upon or required of town supervisors, except as herein otherwise provided.

“§ 453. Powers and duties of additional supervisor. Such additional supervisor shall be a member of the town board and shall have one vote therein. Whenever by reason of sickness or absence from the State the presiding supervisor shall be prevented from attending to the duties of his office, and whenever a vacancy occurs in the office of presiding supervisor, the town



board may by resolution authorize the supervisor to act as presiding supervisor during such disability, absence from the State or vacancy, as the case may be, and during such time the supervisor shall possess all the rights and powers of the presiding supervisor. No supervisor shall perform any act as presiding supervisor until he has qualified by the filing of bonds and otherwise as required by law in the case of the presiding supervisor. Such additional supervisor shall exercise such other powers and perform such other duties not inconsistent with existing law as may from time to time be authorized or required by the town board.

“§ 454. Temporary appointment; vacancies. At the meeting of the town board immediately following the adoption of such resolution as provided in section four hundred and fifty of this chapter the town board shall appoint the additional supervisor to which such town is entitled who shall be a resident of such town and hold office until his successor is elected at the town meeting first held thereafter as herein provided. From and after the appointment by the town board of such additional supervisor and until the election of a presiding supervisor pursuant to this article, the supervisor in office at the time of such appointment of an additional supervisor shall be the presiding supervisor. Upon the death, disability or removal of either supervisor of such town, his successor shall be elected or appointed as now provided by law in the case of a town supervisor.

“§ 455. Salary of additional supervisor. Such additional supervisor shall receive from the town the same salary now provided by law for town supervisors in towns of the county in which such town is located.

“§ 456. Powers and duties of supervisors as members of the board of supervisors. Each supervisor from such town shall be a member of the board of supervisors of the county in which such town is located and as a member of such board shall have powers and duties co-ordinate with the powers and duties of the supervisors of each town in the county, and shall receive from the county for all services in any official capacity the same salary and expenses as now provided by law for other supervisors of towns in such county.

“If the supervisor from such town be entitled to more than one vote, the total number of votes to which such town is entitled without any limitation which would apply to a single supervisor of such town and whether such number of votes be more or less than one-half of the total number of such votes of such board, shall be divided equally between such supervisors of such town.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. L. H. Wells, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Messrs. Lord and Bewley were excused from to-day's session.

The privileges of the floor were extended to Hon. Floyd D. Hopkins, Hon. B. D. Wheeler, Mr. Mackey and Mr. Friend.

On motion of Mr. Adler, the House adjourned.

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## TUESDAY, MARCH 12, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bill:

"An act to provide for a commissioner of records of the county of Bronx" (No. 99, Rec. No. 77), which was read the first time and referred to the committee on internal affairs.

Mr. J. C. Allen introduced a bill entitled "An act to establish a State normal school in the village of Millerton, Dutchess county, and making an appropriation for the acquisition of a site therefor" (Int. No. 1002), which was read the first time and referred to the committee on ways and means.

Mr. G. T. Davis introduced a bill entitled "An act to amend the Education Law, in relation to suspension of State scholarships in Cornell University during the time of war" (Int. No. 1003), which was read the first time and referred to the committee on ways and means.

Mr. Harris introduced a bill entitled "An act to amend chapter one hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the improvement of streets in sidewalk districts in the town of Brighton in the county of Monroe,' generally" (Int. No. 1004), which was read the first time and referred to the committee on internal affairs.

Mr. E. A. Smith introduced a bill entitled "An act to amend the Real Property Law, in relation to acknowledgments and proofs in foreign countries" (Int. No. 1005), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the General Business Law, in relation to marking linen and silk thread and cotton thread and yarn" (Int. No. 1006), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Real Property Law, in relation to acknowledgments and proofs in foreign countries during war with Germany" (Int. No. 1007), which was read the first time and referred to the committee on the judiciary.

Mr. H. C. Mitchell introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendments to sections two and twenty-two of article three, section three of article four, and section six of article ten of the Constitution, relating to biennial sessions of the Legislature and appropriation bills" (Int. No. 1008), which was read the first time and referred to the committee on the judiciary.

Mr. Brackley introduced a bill entitled "An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost" (Int. No. 1009), which was read the first time and referred to the committee on ways and means.

Mr. Slacer introduced a bill entitled "An act to amend the Penal Law, in relation to fixed charges for hotel accommodations" (Int. No. 1010), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Agricultural Law, in relation to comb honey" (Int. No. 1011), which was read the first time and referred to the committee on agriculture.

Mr. G. T. Davis introduced a bill entitled "An act to establish a State armory in the city of Rome, to provide for the selection and acquisition of a site therefor, and making an appropriation for such site" (Int. No. 1012), which was read the first time and referred to the committee on ways and means.

Mr. G. M. Taylor introduced a bill entitled "An act to amend chapter three hundred and seventy-one of the Laws of nineteen hundred and thirteen, entitled 'An act to incorporate the city of Canandaigua,' in relation to salaries of certain officers" (Int. No. 1013), which was read the first time and referred to the committee on affairs of cities.

Mr. Jenks introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to actions for partitions" (Int. No. 1014), which was read the first time and referred to the committee on codes.

Mr. Malone introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to ordering a discovery" (Int. No. 1015), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Public Service Commissions Law, in relation to the general powers of commissions in relation to suspension of rates of gas and electricity, steam, telegraph and telephone corporations" (Int. No. 1016), which was read the first time and referred to the committee on the judiciary.

Mr. McElligott introduced a bill entitled "An act to amend the Greater New York charter, relative to obstructions and incumbrances on piers, wharves and bulkheads" (Int. No. 1017), which was read the first time and referred to the committee on affairs of cities.

Mr. Bewley introduced a bill entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally, and to repeal certain sections thereof" (Int. No. 1018), which was read the first time and referred to the committee on affairs of cities.

Mr. Gaylord introduced a bill entitled "An act to amend the Town Law, in relation to cemeteries" (Int. No. 1019), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Public Health Law, in relation to the practice of veterinary medicine" (Int. No. 1020), which was read the first time and referred to the committee on public health.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Rowe (No. 721,

Int. No. 651), entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as to the power of the council of said city to license and regulate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Fearon (No. 857, Int. No. 760), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of unpaid local assessments," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. H. L. Ames (No. 838, Int. No. 751), entitled "An act to amend the charter of the city of Jamestown, in relation to the election held on the last Tuesday in March in each year for the election of city officers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Burtnett (No. 820, Int. No. 733), entitled "An act to amend chapter three hundred and seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for a police pension fund for the police force of the city of Mount Vernon,' generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. H. L. Ames (No. 839, Int. No. 752), entitled "An act to authorize and validate an assessment against lands abutting on a portion of Buffalo street in the city of Jamestown, and against the owners of such lands, of the proportionate amount of the cost of the pavement heretofore constructed on such street, and authorizing the city of Jamestown to issue its bond or bonds and paving certificates to cover the cost of such pavement," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Burtnett (No. 1001, Int. No. 873), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to number of police lieutenants and sergeants," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Curley (No. 1012, Int. No. 884), entitled "An act to amend the Greater New York charter, in relation to the issue of corporate stock notes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Burtnett (No. 1003, Int. No. 875), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. McWhinney (No. 956,

Int. No. 841), entitled "An act to amend chapter five hundred and ninety-one of the Laws of eighteen hundred and sixty-eight, entitled 'An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water,' generally," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. F. A. Wells (No. 325, Int. No. 314), entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which George B. Hawthorne was dismissed from the police department and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

Also, Assembly bill introduced by Mr. Brackley (No. 759, Int. No. 685), entitled "An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Fearon (No. 869, Int. No. 772), entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse, and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improve-



ments," reported in favor of the passage of the same, with the following amendments:

On page 6, line 15, strike out the comma after the word "matter".

On page 6, line 15, insert comma after the word "court".

Those who voted in the affirmative were: Messrs. Malone, Blakely, Ellenbogen, Miller, N. J., Fearon, Davis, G. T., Meyer, Wells, F. A., Whitcomb, Burr, Miller, E. H.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Thayer (No. 1096, Int. No. 947), entitled "An act to amend the Highway Law, in relation to motor vehicles," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Machold (No. 735, Int. No. 695), entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Oswego county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Ames, H. L., Alvord, Parsons, Belknap.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Senate bill (No. 609, Rec. No. 62), introduced by Mr. Hewitt, entitled "An act to amend the Highway Law, in relation to completion of contracts," reported in favor of the passage of the same, with the following amendments:

On page 3, line 24, after the comma insert "or the installation of curbs or other structures which do not interfere with such portion of the highway for traffic purposes."

On page 4, line 19, strike out "point or".

On page 6, line 1, strike out "and accepted".

On page 6, line 11, strike out "partially completed" and insert in place thereof "portions of" in italics.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Cheney, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Talmage (No. 878, Int. No. 745), entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally, and to eliminate the office and jurisdiction of the police justice, and to legalize the election of certain commissioners under such chapter," reported in favor of the passage of the same with the following amendments:

Page 2, between lines 8 and 9, insert the following:

"§ 2. Section four of such chapter is hereby amended to read as follows: •

"§ 4. The amount necessary for the maintenance of such police districts shall be assessed, levied and collected upon the taxable property in such district in the same manner, at the same time and by the same officers as the taxes, charges, or expenses of said town are now assessed, levied and collected [, and the same shall be disbursed by the supervisor of the town only upon warrants properly signed by the chairman of the commissioners of said district.] "

Page 2, line 9, change the numeral "2" to "3".

Page 2, line 10, change the numeral "3" to "4".

Page 4, line 1, change the numeral "4" to "5".

Page 4, between lines 2 and 3 insert the following:

"§ 6. Section twelve of such chapter is hereby amended to read as follows:

"12. The three police commissioners shall have all the powers conferred by this act upon policemen and shall serve without compensation. A vacancy occurring in such office, before the expiration of a term, shall be filled by the two remaining commissioners by an appointment expiring on the ensuing second

Saturday in June, at which time the vacancy shall be filled by election for the unexpired term."

Page 4, line 3, change the numeral "5" to "7".

Page 4, line 11, change the numeral "6" to "8".

Page 4, line 12, change the numeral "7" to "9".

Page 4, lines 20 to 23, change the type from italics to roman and change the numeral "8" on line 20 to "10".

Page 4, line 24, change the numeral "9" to "11".

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Argetsinger (No. 111, Rec. No. 34), entitled "An act to amend the Highway Law, in relation to the designation of places for the registration of motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. E. C. Davis (No. 737, Int. No. 667), entitled "An act to amend the charter of the city of Little Falls, generally."

Also, the bill introduced by Mr. Witter (No. 600, Int. No. 557), entitled "An act to amend the Agricultural Law, in relation to licensing persons who make fat tests of composite samples of milk."

Also, the bill introduced by Mr. Welsh (No. 659, Int. No. 603), entitled "An act to amend the General Municipal Law, in relation to the issuance of bonds by third-class cities of the State."

Also, the bill introduced by Mr. C. L. Mead (No. 741, Int. No. 671), entitled "An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy."

Also, the bill introduced by Mr. O'Hare (No. 293, Int. No. 282), entitled "An act to amend the Greater New York charter, in relation to foreclosure of tax lien."

Also, the bill introduced by Mr. Seaker (No. 226, Int. No. 225), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the compensation of the treasurer as collector, ex-officio."

Also, the bill introduced by Mr. Seaker (No. 230, Int. No. 229), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the improvement or extension of the water works."

Also, the bill introduced by Mr. Seaker (No. 227, Int. No. 226), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburgh," and the acts amending the same,' in relation to sprinkling the street."

Also, the bill introduced by Mr. Ellenbogen (No. 545, Int. No. 506), entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments and sales to the city of New York for assessments affecting property in the city of New York, and directing the comptroller to mark such assessments accordingly."

Also, the bill introduced by Mr. Seaker (No. 229, Int. No. 228), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburgh," and the acts amending the same,' in relation to clearing sidewalks of snow and ice."

Also, the bill introduced by Mr. Gardner (No. 701, Int.

No. 631), entitled "An act to amend chapter two hundred and fifty-seven of the Laws of eighteen hundred and sixty, entitled 'An act to incorporate the Hyde Park fire department in Dutchess county,' generally."

Also, the bill introduced by Mr. Alvord (No. 770, Int. No. 696), entitled "An act to amend the charter of the city of Hudson, in relation to increasing the salaries of the chief of police, sergeant and police officers in said city."

Also, the bill introduced by Mr. Ellenbogen (No. 544, Int. No. 505), entitled "An act to amend section nineteen hundred and ninety-one of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to auctions and auctioneers."

Also, the bill introduced by Mr. McGinnies (No. 805, Int. No. 510), entitled "An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk free library."

Also, the bill introduced by Mr. Gaffers (No. 688, Int. No. 621), entitled "An act to amend the Penal Law, in relation to the amount of allowance by the State for maintenance of tramps in penitentiaries," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Copeley (No. 896, Int. No. 793), entitled "An act to amend the Agricultural Law, in relation to branding cheese," reported the same with the following recommendations:

On page 1, change "Copely" to "Copeley".

On page 1, line 4, after "chapter" insert "four hundred and fifty-six of the Laws of nineteen hundred and thirteen and chapter".

On page 1, line 11, italicise the word "or".

On page 2, line 22, strike out the word "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Crane (No. 882, Int.

No. 779), entitled "An act to amend the Insurance Law, in relation to actions against an insurance carrier when insured person is insolvent or bankrupt," reported the same with the following recommendation:

On page 2, line 6, strike out "person" and insert "corporation".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Shannan (No. 650, Int. No. 594), entitled "An act to amend chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen, entitled 'An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled 'An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof and also to amend other acts relating to the city of Troy,' and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein," and acts amendatory thereof generally, and repealing certain sections thereof, relating to the assessment and collection of taxes and assessments,' in relation to the assessment of property and collection of taxes in the city of Troy, and repealing section eight of said chapter," reported the same with the following recommendations:

On page 1, line 1 of the title, strike out all the first line except the first two words; strike out all of the second line in the title; strike out "''" and insert "" after "entitled" in fourth line of title; strike out "" in sixth line after "entitled"; in eighth line insert a comma after "thereof"; in ninth line of title strike out "" after "Troy,"; strike out "" in line 14 of title and insert "" after "therein"; strike out balance of 14th line in title; and all of fifteenth line and the first part of 16th line to "in".

On page 1, line 1, strike out "said" and insert "title seven of", and strike out "four" and insert "six" in place thereof.

On page 1, line 2, strike out “-one”; also “nineteen” and insert in place of nineteen “eighteen” and strike out “fifteen” and insert in place thereof “ninety-two”.

On page 2, line 1, strike out all of line.

Strike out the first part of line 2, on page 2, to “An”.

Strike out “‘” before “An” and insert ““”.

On page 2, line 4, strike out “””.

On page 2, line 7, strike out “””.

Strike out the comma after “Troy” in line 10 on page 2.

On page 2, line 11, strike out “”” after “therein,” and insert “”” and strike out balance of the line.

On page 2, strike out all of line 1.

On page 2, line 13, strike out “collection of taxes and assessments,”.

On page 2, line 14, after “of” insert “title seven of”.

On page 2, line 13, before “is” insert “as added by chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen”.

On page 2, line 15, after “ter” insert “as added by chapter four hundred and seventy-one of the Laws of nineteen hundred and fifteen.”

On page 2, line 20, add a letter “s” to valuation.

Page 2, line 25, insert a comma after “county”.

Page 2, line 26, insert a comma after “meeting”.

Page 3, line 2, italicise “city of Troy”.

Page 3, line 5, insert a comma after “purposes”.

Page 3, line 7, italicise “nor the”.

Page 3, line 9, insert a comma after “city”.

Page 3, line 19, insert a comma after “August”.

Page 3, line 20, insert a comma after “certification”.

Page 6, line 16, after “taxes” insert a comma.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bill as correctly printed or engrossed:

“An act to amend the Education Law, in relation to the salary of district superintendent.” (No. 1117, Int. No. 126.)

Mr. Whitehorn offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from further consideration of the bill (No. 919, Int. No. 807) entitled “An act to provide for submitting to the qualified electors of the



State, at the general election of the year nineteen hundred and eighteen, the question of 'Should the Legislature approve the pending amendment to the Constitution of the United States, relating to prohibition? ' "

Debate was had.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

AYES 53

NOES 93

Those who voted in the affirmative were:

Barra	Fallon	Kiernan	McKeon	Shiplacoff
Bloch	Farrell	Klingmann	McLaughlin	Smith E A
Bourke	Feigenbaum	Larney	Mead J M	Smith H W
Brackley	Fitzgerald	Leininger	Morris	Sutherland
Braun	Flynn	Link	O'Hare	Taylor A
Burr	Garfinkel	McArdle	Orr	Taylor F J
Caulfield	Gitlow	McCue	Patrzykowski	Twomey
Claessens	Goldberg	McDonald	Rosenberg	Waldman
Curley	Hamill	McElligott	Seesselberg	Whitehorn
Donnelly	Havican	McGarry	Shannon	Winter
Donohue	Kennedy	McKee		

Those who voted in the negative were:

Adler	Crane	Graham	Meyer	Soule
Allen	Crowley	Hager	Miller N J	Tallett
Alvord	Davies A E	Harris	Mitchell	Talmage
Ames D H	Davies E O	Hooper	Murphy	Thayer
Ames H L	Davis E O	Jenks	Nesbitt	Trahan
Amos	Davis G T	Johnson E A	Parsons	Tuckerman
Bates	Decker	Johnson L W	Peck	Tyler
Belknap	Dobson	Judson	Pierce	Voorhees
Bewley	Donohoe	Kasson	Prangen	Wells F A
Blakely	Duke	Kenyon	Pratt	Wells L H
Bloomfield	Ellenbogen	Lattin	Quackenbush	Welsh
Brink	Everett	Lord	Richford	Wheelock
Brownlee	Fearon	Lown	Rowe	Whitcomb
Brush	Fenner	Machold	Seaker	Williams
Burnett	Franchot	Malone	Seelye	Wiltzie
Cheney	Gaffers	Martin	Showers	Witter
Coles	Gage	McGinnies	Slacer	Youker
Copeley	Gardner	McNab	Snyder	Zimmerman
Cowee	Gaylord	McWhinney		

Mr. Brackley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 500, Int. No. 473) entitled "An act providing for the laying out, opening and improving of one or more public streets or boulevards across Jamaica bay, from the bulkhead line on the northerly side thereof,

in the city of New York, and for defraying the cost of such improvement."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Brackley moved to amend as follows:

In the title, after the word "thereof" insert the words "to the bulkhead line on the southerly side thereof".

Page 1, line 5, after the word "charter" strike out "." and insert ", as amended."

Page 2, line 3, strike out the word "such" in the two cases where it appears and insert in place thereof the word "said".

Page 2, line 9, strike out the word "street" and insert in place thereof the word "streets".

Page 2, line 10, strike out the syllable "vard" and insert in place thereof "wards".

Page 2, line 21, after the word "fee" insert the word "or".

Page 3, line 20, strike out the word "as" and insert in place thereof the word "so".

Page 3, line 23, after the word "borough" insert the words "or boroughs".

Page 3, line 24, strike out the word "a" before "part" and insert in place thereof the word "any".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Brackley, said bill was ordered reprinted and recommitted to said committee.

Mr. E. A. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 1023, Int. No. 641) entitled "An act to amend chapter four hundred and ninety-seven of the Laws of nineteen hundred and fourteen, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court in the first department to retire employees for incapacity and providing for their compensation,' in relation to the retirement of such employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. E. A. Smith, moved to amend as follows:

Page 2, line 26, after the word "York" insert in italics "or of the county of Bronx".

Page 3, line 10, after the italicized word "York" insert in italics the words "and Bronx".

Page 3, line 13, after the italicized word "York" insert in italics the words "and Bronx".

Page 3, line 26, after the italicized word "York" insert in italics "or of the county of Bronx".

Page 4, line 4, strike out the italicized word "county" and insert in italics the word "counties".

Page 4, line 4, after the italicized word "York" insert in italics "and Bronx".

Page 5, line 8, after the word "York" insert in italics "or of the county of Bronx".

Page 8, line 1, after the italicized word "York" insert in italics "or of the county of Bronx".

Page 8, line 3, after the italicized word "York" insert in italics "or of the county of Bronx".

Page 8, line 11, after the italicized word "York" insert in italics "or of the county of Bronx".

Page 9, line 9, strike out the italicized word "county" and insert in italics the word "counties".

Page 9, line 9, after the italicized word "York" insert in italics the words "and Bronx".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. E. A. Smith, said bill was ordered reprinted and recommitted to said committee.

Mr. Gitlow offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 471, Int. No. 447) entitled "An act in relation to the salary or compensation of persons employed in the civil service of the State."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gitlow moved to amend as follows:

On page 1, line 2, after the word "State" and before the word "both" insert the following: "And in the county or other service under the jurisdiction of the civil service commission,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gitlow, said bill was ordered reprinted and recommitted to said committee.

Mr. Jenks offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 272, Int. No. 267) entitled "An act to amend the Code of Civil Procedure, in relation to proceeding for the mortgage, sale or lease of the real property of a decedent."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Jenks moved to amend as follows:

Page 1, line 1, after "Sections" insert "twenty-seven hundred and two".

Between lines 3 and 4 insert "§ 2702. Real property subject to disposition for the satisfaction of charges against the same and for distribution. The real property, or interest in real property, of which a decedent died seized, may be disposed of as prescribed in this title; except where it is exempted from levy and sale by virtue of an execution as prescribed in title second of chapter thirteen of this act, or where it can be disposed of under a valid power contained in a will for the purpose of which the same might be disposed of under this title.

"But no such property, or interest in property, shall be mortgaged, leased or sold under an order in surrogate's court to satisfy any claim, debt or demand, [except in a proceeding for the judicial settlement, of the accounts of an executor or administrator commenced by him, or any creditor or interested party,] unless the proceeding therefor, or the proceeding in which such relief is asked, shall have been commenced within eighteen months from the date when letters first issued to an executor or administrator, provided, however, that in the event of the death or removal of an executor or administrator during the pendency of the proceeding, the time between the commencement of said proceeding and the commencement of a new proceeding by or against his successor in office shall not be deemed a part of the time limited herein."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Jenks, said bill was ordered reprinted and recommitted to said committee.

Mr. E. A. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 414, Int. No. 395) entitled "An act to amend the Real Property Law, in relation to right of tenants to withhold part payment of rent."

Mr. Speaker put the question whether the House would agree to said resolution. and it was determined in the affirmative.

Said bill having been announced, Mr. E. A. Smith moved to amend as follows:

Page 1, line 9, after the comma following the word "agreement" insert in italics "written or oral".

Page 1, line 11, after the word "agreement" insert in italics "as entered into".

Page 2, line 5, after the word "upon" insert in italics "in the lease or monthly agreement".

Page 2, line 6, after the word "heat" insert in italics "for a period of less than twelve hours in each day".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. E. A. Smith, said bill was ordered reprinted and recommitted to said committee.

Mr. Thayer offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That eight thousand five hundred and fifty additional copies of the Legislative Manual of nineteen hundred and eighteen be printed under the direction of the Secretary of State and delivered to the Clerks of the Senate and Assembly for distribution as follows: Fifty to each member of the Senate and forty to each member of the Assembly.

which was referred to the committee on public printing.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 59, Int. No. 59) entitled "An act to

amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Speaker presented the following communications received pursuant to concurrent resolution adopted March 7th.

UNITED STATES SENATE—OFFICE OF THE SECRETARY  
JAMES M. BAKER,  
*Secretary.*

I, James M. Baker, Secretary of the Senate of the United States of America, do hereby certify that the hereto attached sheets, numbered 1 and 2 are true and correct copies of extracts from the Journal of the Senate of the United States of America relating to the passage of Senate Joint Resolution 17, 65th Congress, proposing an amendment to the Constitution of the United States.

In testimony whereof I hereunto subscribe my name and affix the seal of the Senate of the United States of America, this ninth day of March, A. D., 1918.

JAMES M. BAKER,  
*Secretary of the Senate of the United States.*

EXTRACT FROM THE JOURNAL OF THE UNITED STATES SENATE.

(The following extract from the Journal of the United States Senate for the Legislative Day of July 31, 1917, Calendar Day of August 1, 1917, relates to the passage of the Joint Resolution (S. J. Res. 17) proposing an amendment to the Constitution of the United States and commonly known as the National Prohibition Amendment.)

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No further amendment being proposed.

Ordered, that the resolution be engrossed and read a third time.

The said resolution was read the third time.

On the question, Shall the resolution pass?

It was determined in the affirmative (Yeas, 65; Nays, 20).

Those who voted in the affirmative were: Messrs. Ashurst, Bankhead, Beckham, Borah, Brady, Chamberlain, Colt, Cummins, Curtis, Fernald, Fletcher, Frelinghuysen, Gore, Gronna, Hale, Harding, Hollis, Johnson of California, Jones of New Mexico, Jones of Washington, Kellogg, Kendrick, Kenyon, King, Kirby, Knox, LaFollette, McCumber, McKellar, McNary, Martin, Myers, Nelson, Newlands, Norris, Overman, Owen, Page, Pittman, Poindexter, Ransdell, Robinson, Saulsbury, Shafer, Sheppard, Sherman, Shields, Simmons, Smith of Arizona, Smith of Georgia, Smith of Michigan, Smith of South Carolina, Smoot, Sterling, Stone, Sutherland, Swanson, Thompson, Trammell, Vardaman, Walsh, Watson, Williams and Wolcott.

Those who voted in the negative were: Messrs. Brandegee, Broussard, Calder, Culberson, France, Gerry, Hardwick, Hitchcock, Husting, James, Lewis, Lodge, Penrose, Phelan, Pomerene, Reed, Underwood, Wadsworth, Warren and Weeks.

So it was,

Resolved, That the resolution pass, two-thirds of the Senators present having voted therefor.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

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(The Senate concurrence to the House amendments to the Joint Resolution.)

Tuesday, December 18, 1917.

#### National Prohibition Amendment.

The Vice-President laid before the Senate the amendments yesterday received from the House of Representatives for concurrence to the joint resolution (S. J. Res. 17) proposing an amendment to the Constitution of the United States.

Mr. Gallinger raised a question as to the presence of a quorum: Whereupon,

The Vice-President directed the roll to be called; when sixty-nine senators answer to their names, a quorum being present,

On motion of Mr. Sheppard, that the Senate agree to the amendments of the House of Representatives,

On a division of the Senate the yeas were 47 and the nays were 88.

So it was,

Resolved, That the Senate agree thereto, two-thirds of the Senators present having voted therefor.

Ordered, That the Secretary notify the House of Representatives thereof.



[COPY.]

SOUTH TRIMBLE,  
Clerk.

HOUSE OF REPRESENTATIVES,  
CLERK'S OFFICE,  
WASHINGTON, D. C.

I, South Trimble, Clerk of the House of Representatives, of the United States of America, hereby certify that the following is an extract from the original journal of the House of Representatives, of the proceedings, had and done on the seventeenth day of December, nineteen hundred and seventeen; to-wit:

"The question being, upon the consideration of Senate Joint Resolution, No. Seventeen, submitting an amendment to the Constitution.

"The question being on agreeing to the joint resolution as amended and being taken, the yeas and nays being demanded and ordered by one-fifth of the members present,

"Those who voted in the affirmative are —

Adamson Alexander Almon Anderson Anthony Ashbrook Aswell Austin Ayres Baer Blankhead Barkley Barnhart Beakes Bell Beshlin Black Bland Booher Borland Bowers Brand Brodbeck Browning Broumbaugh Burnett Burroughs Butler Byrnes S. C. Bryns, Tenn. Campbell Kans. Chandler Miss Cannon Caraway Carlin Carter Mass. Carter, Okla. Clark Fla. Claypool Collier Connally, Tex. Connelly, Kans. Cooper, Ohio Cooper, W Va Cooper Wis Copley Costello Cox Cramton Crisp Currie, Mich. Dale, Vt. Dallinger Darrow Decker Dempsey Denison Denton Dickinson, Dill Dillon Dixon Doolittle Doughton Dowell Drane Dunn Elliott Ellsworth Elston Emerson Esch Evans Fairfield Farr Ferris Fess Fields Fisher Flood Focht Fordney Foss Foster Frear French Fuller Ill Fuller, Mass. Gandy, Garrett, Tenn Garrett, Tex Glass Goodwin N. C. Good Goodall Gould Graham, Ill Green, Iowa Gregg Griest Hadley Hamilton, Mich Hamilton, N. Y. Hamlin Harrison, Miss Harrison, Va Hastings Haugen Hawley Hayden Helm Helvering Hensley Hersey Hicks Hilliard Holland Hollingsworth Hood Houston Howard Hull, Tenn Humphreys Hutchinson Ireland Jacoway James Johnson, Ky Johnson S Dak. Johnson, Wash. Jones Tex, Jones, Va. Kearns Keating Kehoe Kelley, Mich, Kelly, Pa. Kennedy, Iowa Kettner Kiess, Pa. Kincheloe King Kincaid Kitchen Knutson Kraus Kreider LaFollette Langley Larsen Lee Ga. Lenroot Lever Little Littlepage Lobeck Lundeen Lunn McClintic McCormick McCulloch McFadden McKenzie McKeown McKinley McLaughlin, Mich Mapes Mays Miller.

Minn, Mondell Montague Moon Moores, Ind. Morgan Mott Nelson Nicholls, S. C. Norton Oldfield Oliver, Ala Olney Osborne Overstreet Padgett Paige Park Parker, N. Y. Peters Platt Polk Powers Pratt Price Purnell Quin Ragsdale Rainey Raker Ramseyer Randall Rankin Rayburn Reavis Reed Robbins Robinson Romjue Rose Rowe Rowland Rubey Rucker Russell Sanders, Ind. Sanders, La. Saunders N. Y. Saunders, Va Schall Scott, Iowa Scott, Mich Sears Sells Shackleford Shallenberger Shouse Sims Sinnott Sisson Slemp Sloan Smith, Idaho Smith, Mich Snell Snook Steagall Stedman Steenerson Stephens, Miss Sterling, Ill. Sterling Pa. Stevenson Stiness Strong Sumners Sweet Switzer Taylor, Ark Temple Thomas Thompson Tillman Timberlake Towner Treadway Venable Vestal Vinson Volstead Walker Walton Wason Watkins Watson, Va Weaver Webb Welling Whaley Wheeler White, Me. White, Ohio Williams Wilson, Ill Wilson, La. Wingo wise Wood, Ind. Woods, Iowa Woodyard Young, N. Dak Young, Tex Zihlman

Those who voted in the negative are —

Bacharach Blackmon Britten Bruckner Buchanan Caldwell Campbell, Pa Cantrill Carew Cary Chandler, N. Y. Church Clark, Pa Classon Coady Crago Crosser Dale, N. Y. Davidson Davis Dent Dewalt Dies Dominick Dooling Doremus Drukker Dupre Dyer Eagan Edmonds Estopina Fairchild, B. L. Fitzgerald Flynn Francis Freeman Gallagher Gard Garland Garner Gillett Glynn Gordon Graham Pa. Gray, Ala Gray, N. J. Greene, Mass. Greene, Vt Griddin Hamill Hardy Haskell Heaton Heflin Huddleston Hulbert Hull, Iowa Igoe Juul Kahn Kennedy, R I Key, Ohio Lazaro Lea, Cal, Lebach Leshner Linthicum London Lonergan Longworth Lufkin McAndrews McArthur McLaoughlin, Pa Mc Lemoire Madden Magee Maher Mansfield Martin Meeker Merritt Moore, Pa Morin Mudd Nichols, Mich Nolan Oliver, N. Y. O'Shaunessy, Overmyer Parker, N. J, Phelan Porter Pou Ramsey Riordan Roberts Rodenberg Rouse Sabath Sanford Scoot, Pa Sherley Sherwood Siegel Slaydn Small Smith, C B Smith T. F Snyder Starford Steele Sullivan Swift Talbott Templeton Tilson Van Dyke Vare Voigt Waldow Walsh Ward Watson, Pa Welty Wilson, Tex Winslow

Whereupon, the Speaker announced that the yeas are 282 and the nays are 128, and two-thirds having voted in the affirmative the joint resolution was agreed to.

A motion by Mr. Webb to reconsider the vote by which the joint resolution was agreed to was, on his motion, laid on the table. Ordered that the clerk request the concurrence of the Senate in the joint resolution as amended."

In testimony whereof, I have this day as Clerk of the House of Representatives, set my hand, and affixed the Great Seal of the House of Representatives, of the United States of America, on this the Ninth day of March, in the year of our Lord, nineteen hundred and eighteen.

SOUTH TRIMBLE,  
*Clerk of the House of Representatives.*

Mr. Tuckerman offered for the consideration of the House a resolution, in the words following:

Whereas, Article V of the Constitution of the United States provides that the Congress, whenever two-thirds of both Houses shall deem it necessary, shall propose amendments to the Constitution; and,

Whereas, The Governor of the State of New York on January 2, 1918, transmitted to the Legislature a copy of a joint resolution of the Congress proposing an amendment to the Constitution of the United States; and,

Whereas, The Clerk of the United States Senate and the Clerk of the House of Representatives, pursuant to the request of the Senate and Assembly of the State of New York, expressed in a concurrent resolution, passed March 7, 1918, have transmitted to the Clerk of the Assembly, for the information of the Legislature of this State, duly certified copies of the roll calls of the Senate and of the House of Representatives, respectively, upon the passage of said joint resolution; and,

Whereas, It appears from said roll calls that the United States Senate had a membership of ninety-six and that forty-seven members and no more voted in favor of said joint resolution, and that the House of Representatives had a membership of four hundred and thirty-three and that two hundred and eighty-two members and no more voted in favor of said joint resolution; therefore, be it

Resolved (if the Senate concur), That the above mentioned joint resolution is not lawfully before the Legislature of this State, because the foregoing provision of Article V of the Constitution of the United States was not complied with.

Debate was had.

Mr. Speaker put the question whether the House would agree said resolution, and it was determined in the negative.

AYES 47

NOES 94

Those who voted in the affirmative were:

Barra	Farrell	Larney	McKeon	Shannon
Bloch	Fitzgerald	Leininger	McLaughlin	Smith E A
Bourke	Flynn	Link	Mead J M	Smith H W
Brackley	Gaffers	McArdle	Miller E H	Taylor A
Braun	Goldberg	McCue	Mitchell	Taylor F J
Burr	Hamill	McDonald	Morris	Tuckerman
Curley	Havican	McElligott	O'Hare	Twomey
Donnelly	Kennedy	McGarry	Patrzykowski	Welsh
Donohoe	Kiernan	McKee	Seesselberg	Winter
Fallon	Klingmann			

Those who voted in the negative were:

Adler	Crowley	Gitlow	McWhinney	Snyder
Allen	Davies A E	Graham	Meyer	Soule
Alvord	Davies E O	Hager	Muler N J	Tallett
Ames D H	Davis E C	Harris	Murphy	Talmage
Ames H L	Davis G T	Hooper	Nesbitt	Thayer
Amos	Decker	Jenks	Orr	Trahan
Bates	Dobson	Johnson E A	Parsons	Tyler
Belknap	Donohoe	Johnson L W	Peck	Voorhees
Bewley	Duke	Judson	Pierce	Waldman
Bloomfield	Ellenbogen	Kasson	Prangen	Wells F A
Brownlee	Everett	Kenyon	Pratt	Wells L H
Brush	Fearon	Lattin	Quackenbush	Wheelock
Burtnett	Feigenbaum	Lord	Richford	Whitcomb
Caulfield	Fenner	Lown	Rosenberg	Williams
Cheney	Franchot	Machold	Rowe	Wiltzie
Claessens	Gage	Malone	Seaker	Witter
Copeley	Gardner	Martin	Sealye	Yonker
Cowee	Garfinkel	McGinnies	Showers	Zimmerman
Crane	Gaylord	McNab	Slacer	

Mr. Adler moved that consideration of the proposed ratification of the Federal amendment on prohibition be postponed indefinitely.

Debate was had thereon, when Mr. Adler moved the previous question.

Mr. Speaker put the question "Shall the main question be not put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion, of Mr. Adler, and it was determined in the negative.

AYES 51

NOES 96

Those who voted in the affirmative were:

Adler	Donnelly	Havican	McGarry	Seesselberg
Barra	Donohoe	Kennedy	McKee	Shannon
Blakely	Ellenbogen	Kiernan	McKeon	Smith E A

Bloch	Fallon	Klingmann	McLaughlin	Smith H W
Bourke	Farrell	Larney	Mead J M	Soule
Brackley	Faron	Leininger	Miller E H	Sutherland
Braun	Fenner	Link	Miller N J	Taylor F J
Brownlee	Flynn	McArdle	Morris	Tuckerman
Burr	Goldberg	McDonald	O'Hare	Twomey
Coles	Hamill	McElligott	Patrzykowski	Winter
Curley				

Those who voted in the negative were:

Allen	Davis E C	Hooper	Mitchell	Tallett
Alvord	Davis G T	Jenks	Murphy	Talmage
Ames D H	Decker	Johnson E A	Nesbitt	Taylor A
Ames H L	Dobson	Johnson L W	Orr	Thayer
Amos	Donohoe	Judson	Parsons	Trahan
Bates	Duke	Kasson	Peck	Tyler
Belknap	Everett	Kenyon	Pierce	Voorhees
Bloomfield	Feigenbaum	Lattin	Prangen	Waldman
Brink	Fitzgerald	Lord	Pratt	Wells F A
Brush	Franchot	Lown	Quackenbush	Wells L H
Burnett	Gaffers	Machold	Richford	Welsh
Caulfield	Gage	Malone	Rosenberg	Wheelock
Cheney	Gardner	Martin	Rowe	Whitcomb
Claessens	Garfinkel	McCue	Seaker	Whitehorn
Copeley	Gaylord	McGinnies	Seelye	Williams
Cowee	Gitlow	McNab	Shiplacoff	Wiltzie
Crane	Graham	McWhinney	Showers	Witter
Crowley	Hager	Mead C L	Slacer	Youker
Davies A E	Harris	Meyer	Snyder	Zimmerman
Davies E O				

Mr. Speaker announced the special order, being the bill (No. 29, Int. No. 29) entitled "Concurrent resolution of the Senate and Assembly ratifying the proposed amendment to the Constitution of the United States, relating to prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes."

Mr. Machold moved to amend as follows:

Strike out the title preceding the preamble and insert the following: "An act to provide for submission to the qualified electors of the State at the general election in the year nineteen hundred and eighteen the question 'Are you in favor of ratification by the Legislature of the proposed amendment to the Constitution of the United States, prohibiting the manufacture, sale or transportation of intoxicating liquors for beverage purposes?'"

Page 2, strike out lines 11 to 16, both inclusive, and insert the following: "And where, as the members of the present Legislature were elected by the people before the adoption of the foregoing resolution by the Senate and House of Representatives of the United States of America,

“And whereas, It is desirable before action thereon be taken by the Legislature of this State that there be an expression of opinion on the part of the people of the State in respect thereto,

*“The People of the State of New York, represented in Senate and Assembly, do enact as follows:*

“Section 1. There shall be submitted to the qualified electors of the State at the general election in the year nineteen hundred and eighteen the question ‘Are you in favor of ratification by the Legislature of the proposed amendment to the Constitution of the United States, prohibiting the manufacture, sale or transportation of intoxicating liquors for beverage purposes?’ Such question shall be submitted in the same manner and upon the same notice, so far as practicable, as is provided by the Election Law for the submission of a constitution amendment. Ballots for such question shall be in the form provided by section three hundred and thirty-two of the Election Law and shall be furnished by the boards and officers chargeable by law with the duty of providing ballots for a constitutional amendment, and the ballots shall be canvassed in the same manner as for such an amendment. When the State Board of Canvassers shall have completed its canvass of ballots as returned from the several counties, such board shall certify the result of the vote upon such question to the Clerk of each House of the Legislature at the opening of the legislative session of the year nineteen hundred and nineteen.

“§ 2. This act shall take effect immediately.”

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the affirmative.

AYES 84

NOES 64

Those who voted in the affirmative were:

Adler	Dobson	Havican	McKeon	Smith E A
Amos	Donnelly	Judson	McLaughlin	Smith H W
Barra	Donohue	Kennedy	McWhinney	Soule
Bewley	Ellenbogen	Kiernan	Mead C L	Sutherland
Blakely	Fallon	Klingmann	Mead J M	Taylor A
Bloch	Farrell	Larney	Meyer	Taylor F J
Bourke	Fearon	Leininger	Miller E H	Trahan
Brackley	Feigenbaum	Link	Miller N J	Tuckerman
Braun	Fitzgerald	Machold	Mitchell	Twomey
Brownlee	Flynn	Malone	Morris	Voorhees
Burr	Franchot	Martin	Murphy	Waldman
Caulfield	Guffers	McArdle	Orr	Wells F A
Claessens	Garfinkel	McCue	Patrzykowski	Welsh
Coles	Gitlow	McDonald	Rosenberg	Whitehorn
Crowley	Goldberg	McElligott	Seesselberg	Williams
Curley	Hamill	McGarry	Shannon	Winter
Decker	Harris	McKee	Shiplacoff	

Those who voted in the negative were:

Allen	Crane	Hager	Parsons	Tallett
Alvord	Davies A E	Hooper	Peck	Talmage
Ames D H	Davies E O	Jenks	Pierce	Thayer
Ames H L	Davis E C	Johnson E A	Prangen	Tyler
Bates	Davis G T	Johnson L W	Pratt	Wells L H
Belknap	Donohoe	Kasson	Quackenbush	Wheelock
Bloomfield	Duke	Kenyon	Richford	Whitcomb
Brink	Everett	Lattin	Rowe	Wiltzie
Brush	Fenner	Lord	Seaker	Witter
Burtnett	Gage	Lown	Seelye	Youker
Cheney	Gardner	McGinnies	Showers	Zimmerman
Copeley	Gaylord	McNab	Slacer	Speaker
Cowee	Graham	Nesbitt	Snyder	

Ordered, That said bill be reprinted and restored to the special order second and third reading.

The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 374, Int. No. 361) entitled "An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission," having been announced,

Mr. Judson moved that said bill be recommitted to the committee on taxation and retrenchment, with instructions to report the same forthwith amended as follows:

Page 3, lines 7 to 9, after "name" strike out the comma and insert "and"; strike out ", and assessed valuation of the real and personal property"; after "county" strike out the period and insert ", and, except in the city of New York, the assessed valuation of the real and personal property of such corporations."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Judson, from the committee on taxation and retrenchment, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 916, Int. No. 415) entitled "An act to amend the City Local Option Law, in relation to watchers," was read the third time, having been printed and upon the desks of the



members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 148

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Harris	McNab	Slacer
Allen	Davies E O	Havican	McWhinney	Smith E A
Alvord	Davis E C	Hooper	Mead C L	Smith H W
Ames D H	Davis G T	Jenks	Mead J M	Snyder
Ames H L	Decker	Johnson E A	Meyer	Soule
Amos	Dobson	Johnson L W	Miller E H	Sutherland
Barra	Donnelly	Judson	Miller N J	Tallett
Bates	Donohoe	Kasson	Mitchell	Talmage
Belknap	Donohue	Kennedy	Morris	Taylor A
Bewley	Duke	Kenyon	Murphy	Taylor F J
Blakely	Ellenbogen	Kiernan	Nesbitt	Thayer
Bloch	Everett	Klingmann	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Fearon	Leininger	Patrzykowski	Tyler
Braun	Feigenbaum	Link	Peck	Voorhees
Brink	Fenner	Lord	Pierce	Waldman
Brownlee	Fitzgerald	Lown	Prangen	Wells F A
Brush	Flynn	Machold	Pratt	Wells L H
Burr	Franchot	Malone	Quackenbush	Welsh
Burnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltsie
Copeley	Gitlow	McGarry	Seesselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman
Curley	Hamill	McLaughlin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. H. L. Ames offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 642, Rec. No. 55) entitled "An act to amend the charter of the city of Jamestown, in relation to the establishment of a city court."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. H. L. Ames, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. H. L. Ames, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 148

NOES 00

Those who voted in the affirmative were:

Adler	Davies A E	Harris	McNab	Slacer
Allen	Davies E O	Havican	McWhinney	Smith E A
Alvord	Davis E C	Hooper	Mead C L	Smith H W
Ames D H	Davis G T	Jenks	Mead J M	Snyder
Ames H L	Decker	Johnson E A	Meyer	Soule
Amos	Dobson	Johnson L W	Miller E H	Sutherland
Barra	Donnelly	Judson	Miller N J	Tallett
Bates	Donohoe	Kasson	Mitchell	Talmage
Belknap	Donohue	Kennedy	Morris	Taylor A
Bewley	Duke	Kenyon	Murphy	Taylor F J
Blakely	Ellenbogen	Kiernan	Nesbitt	Thayer
Bloch	Everett	Klingmann	O'Hare	Trahan
Bloomfield	Fallon	Larney	Orr	Tuckerman
Bourke	Farrell	Lattin	Parsons	Twomey
Brackley	Fearon	Leininger	Patrzykowski	Tyler
Braun	Feigenbaum	Link	Peck	Voorhees
Brink	Fenner	Lord	Pierce	Waldman
Brownlee	Fitzgerald	Lown	Prangen	Wells F A
Brush	Flynn	Machold	Pratt	Wells L H
Burr	Franchot	Malone	Quackenbush	Welsh
Burtnett	Gaffers	Martin	Richford	Wheelock
Caulfield	Gage	McArdle	Rosenberg	Whitcomb
Cheney	Gardner	McCue	Rowe	Whitehorn
Claessens	Garfinkel	McDonald	Seaker	Williams
Coles	Gaylord	McElligott	Seelye	Wiltzie
Copeley	Gitlow	McGarry	Secsselberg	Winter
Cowee	Goldberg	McGinnies	Shannon	Witter
Crane	Graham	McKee	Shiplacoff	Youker
Crowley	Hager	McKeon	Showers	Zimmerman
Curley	Hamill	McLaughlin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 773, Int. No. 699) entitled "An act to amend the charter of the city of Jamestown, in relation to the establish-

ment of a city court," having been announced for a second reading,

On motion of Mr. H. L. Ames, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 570, Int. No. 527) entitled "An act to amend the Public Health Law, in relation to wall paper and calcimine," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 749, Int. No. 675) entitled "An act to amend the Tax Law, in relation to the levy of taxes," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 761, Int. No. 687) entitled "An act to amend the Tax Law, in relation to tax-roll and collector's warrant," was read the second time.

On motion of Mr. Kenyon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 668, Int. No. 503) entitled "An act to amend the Tax Law, in relation to the collector's warrants," was read the second time.

On motion of Mr. Murphy, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 276, Int. No. 109) entitled "An act to amend the Public Health Law, in relation to qualifications of local health officers," was read the second time.

On motion of Mr. Seelye, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 360, Rec. No. 54) entitled "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed," was read the second time.

On motion of Mr. Parsons, said bill was placed on the order of third reading.

The bill (No. 1022, Int. No. 129) entitled "An act to amend the County Law, in relation to compensation of supervisors," was read the second time.

On motion of Mr. D. H. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 694, Int. No. 627) entitled "An act to amend the Prison Law, in relation to time for filing estimates of articles with Commission of Prisons," was read the second time.

On motion of Mr. C. L. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1071, Int. No. 495) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," was read the second time.

On motion of Mr. E. C. Davies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1072, Int. No. 418) entitled "An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies," was read the second time.

On motion of Mr. Malone, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1073, Int. No. 213) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article two of the Constitution, in relation to absent voters," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1069, Int. No. 223) entitled "An act in relation to providing for an annual budget in Broome county," was read the second time.

On motion of Mr. Whitcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 693, Int. No. 626) entitled "An act to amend the Prison Law, in relation to enforcement of the powers of the State Commission of Prisons," was read the second time.

On motion of Mr. C. L. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1065, Int. No. 9) entitled "An act to amend the Real Property Law, in relation to registering title to real property," was read the second time.

On motion of Mr. Youker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 870, Int. No. 773) entitled "An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice controller, and making an appropriation therefor,'" having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 755, Int. No. 681) entitled "An act to create the soldiers' welfare commission, defining its powers and duties and making an appropriation therefor," was read the second time.

On motion of Mr. F. A. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Machold, from the committee on ways and means, reported the bill entitled "An act making appropriations for the support of government" (Int. No. 1021), which was read the first time, and said committee reports in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Seaker, Tallett, Seelye, Martin, Kenyon, Bewley, McGinnies, McWhinney, Wheelock, Bloomfield, McElligott, Taylor, F. J., Shannon.

which report was agreed to, and said bill ordered printed and placed on special order of second reading.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 12, 1918.*

Resolved (if the Assembly concur), That the Honorable William H. Taft, who is to be in Albany on that date, be respect-

fully invited to address the Legislature in joint session on Friday, April 12th, at twelve o'clock noon, in the Assembly Chamber.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, *March 12, 1918.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds."

CHARLES S. WHITMAN.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 59, Int. No. 59) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to rate of interest on bonds," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

On motion of Mr. O'Hare, and by unanimous consent, the fact that he was unavoidably absent at the time of calling the roll on the question of amending Assembly bill (No. 29, Int. No. 29) entitled "Concurrent resolution of the Senate and Assembly ratifying the proposed amendment to the Constitution of the United States, relating to prohibition of the manufacture, sale, transportation, importation and exportation of intoxicating

liquors for beverage purposes," and would, if present, have voted in the affirmative was ordered spread upon the journal.

The privileges of the floor were extended to Hon. Mr. Mackey, Hon. Mr. Rosenstein, Hon. Mr. Coffey, Hon. Mr. Tenjost, Hon. Mr. Powers.

On motion of Mr. Adler, the House adjourned.

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WEDNESDAY, MARCH 13, 1918

The House met pursuant to adjournment.

Prayer by Rev. Donald W. Green, Gloversville.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Fifty-second Annual Report of the American Society for the Prevention of Cruelty to Animals, which was laid upon the table and ordered printed.

(See Document.)

Also, the Eighth Annual Report of the New York State Bridge and Tunnel Commission, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend the Greater New York charter, in relation to employees over the draft or conscription age serving with the Federal government in the manufacture of munitions or war materials" (No. 714, Rec. No. 78), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and two of the Laws of eighteen hundred and ninety-three, entitled 'An act to lay out, establish and regulate a public driveway in the city of New York,' in relation to the use of such driveway" (No. 188, Rec. No. 79), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor" (No. 810, Rec. No. 80), which was read the first time and referred to the committee on the judiciary.



"An act conferring jurisdiction upon the county court of Chautauqua county to adjudicate upon cases of children in Chautauqua county under sixteen years of age who are delinquent, neglected, or otherwise subject to the discipline or in need of the care and protection of the State, and upon cases of adults who may be responsible for or contribute to the condition of such children; and regulating the procedure in such cases, including provisions for the detention of children, a probation system and the appointment of guardians" (No. 804, Rec. No. 81), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Town Law, in relation to the compensation of town clerks in Erie county" (No. 225, Rec. No. 82), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Code of Civil Procedure, relative to the enforcement in this State of a judgment for divorce or separation rendered in another State requiring a husband to provide for the education and maintenance of his children and the support of his wife" (No. 786, Rec. No. 83), which was read the first time and referred to the committee on codes.

"An act to amend the Insurance Law, in relation to rebating and discriminations" (No. 782, Rec. No. 84), which was read the first time and referred to the committee on insurance.

"An act to amend the Agricultural Law, in relation to branding cheese" (No. 663, Rec. No. 85), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter five hundred and seven of the Laws of nineteen hundred and three, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for

the payment for such alterations or changes,' generally, and transferring the powers, duties and functions of the grade crossing commission to the board of estimate and apportionment of the city of New York" (No. 789, Rec. No. 86), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Education Law, relative to certificates of authority of all foreign educational corporations" (No. 552, Rec. No. 87), which was read the first time and referred to the committee on public education.

"An act to amend the Education Law, relative to the support and management of the public libraries" (No. 553, Rec. No. 88), which was read the first time and referred to the committee on public education.

"An act to amend the Education Law, relative to the retirement of teachers" (No. 554, Rec. No. 89), which was read the first time and referred to the committee on public education.

"An act for the relief of the towns in the county of Franklin" (No. 364, Rec. No. 90), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages" (No. 733, Rec. No. 91), which was read the first time and referred to the committee on banks.

"An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States" (No. 734, Rec. No. 92), which was read the first time and referred to the committee on banks.

"An act to amend the Tax Law, in relation to sales for non-payment of taxes in Franklin county" (No. 257, Rec. No. 93), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' in relation to the power of the purchasing committee" (No. 570, Rec. No. 94), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to sprinkling streets" (No. 248, Rec. No. 95), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the compensation of the treasurer as collector ex-officio" (No. 244, Rec. No. 96), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to clearing sidewalks of snow and ice" (No. 245, Rec. No. 97), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter three hundred and nine of the Laws of nineteen hundred and two, entitled 'An act to provide a purchasing agent for the county of Monroe and to repeal certain existing provisions of law relative thereto,' in relation to bids" (No. 297, Rec. No. 98), which was read the first time and referred to the committee on internal affairs.

"An act to amend the General Corporation Law, in relation to the manner of voting stock held by fiduciaries" (No. 833, Rec. No. 99), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Code of Civil Procedure, in relation to proceedings to compel payment of debt, legacy or distributive share, or delivery of property" (No. 757, Rec. No. 100), which was read the first time and referred to the committee on codes.

"An act to amend section nineteen hundred and ninety-one of

chapter four hundred and ten of the Laws of eighteen hundred and eighty-two; entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to auctions and auctioneers" (No. 220, Rec. No. 101), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law, in relation to exempting from the transfer tax property devised or bequeathed to a library corporation" (No. 367, Rec. No. 102), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the charter of the city of Little Falls, generally" (No. 929, Rec. No. 103), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Town Law, in relation to the compensation of overseers of poor in certain towns" (No. 595, Rec. No. 104), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Town Law, in relation to compensation of town superintendent of highways in certain towns" (No. 742, Rec. No. 105), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter three hundred and seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for a police pension fund for the police force of the city of Mount Vernon,' generally" (No. 665, Rec. No. 106), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds" (No. 770, Rec. No. 107), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy" (No. 602, Rec. No. 108), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Town Law, in relation to the improvement of park property" (No. 535, Rec. No. 109), which was

read the first time and referred to the committee on internal affairs.

"An act to amend the Education Law, in relation to the assessment and collection of school taxes in the county of Suffolk" (No. 578, Rec. No. 110), which was read the first time and referred to the committee on public education.

"An act in relation to the Inwood House, formerly the New York Magdalen Home" (No. 746, Rec. No. 111), which was read the first time and referred to the committee on the judiciary.

"An act to amend the City Local Option Law, in relation to expenses, ballots and supplies" (No. 864, Rec. No. 113), which was read the first time.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Adler, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewlev	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock

Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

“An act to amend the Code of Civil Procedure, in relation to the perpetuation of testimony after the appropriation of lands by the State of New York” (No. 273, Rec. No. 112), which was read the first time and referred to the committee on codes.

“An act to amend the Code of Criminal Procedure, in relation to the powers of superintendents of the poor” (No. 805, Rec. No. 114), which was read the first time and referred to the committee on codes.

“An act to amend the Conservation Law, in relation to non-resident fishing licenses” (No. 660, Int. No. 116), which was read the first time.

On motion of Mr. Showers, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. Showers, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McKeon	Showers
Allen	Davis E C	Havican	McLaughlin	Slacer
Alvord	Davis G T	Hooper	McNab	Smith E A
Ames D H	Decker	Jenks	McWhinney	Smith H W
Ames H L	Dobson	Johnson E A	Mead C L	Snyder
Amos	Donnelly	Johnson L W	Mead J M	Soule
Bates	Donohoe	Judson	Meyer	Sutherland

Belknap	Donohue	Karlin	Miller E H	Tallett
Bewley	Duke	Kasson	Miller N J	Talmage
Blakely	Ellenbogen	Kennedy	Mitchell	Taylor A
Bloch	Everett	Kenyon	Morris	Thayer
Bloomfield	Fallon	Kiernan	Murphy	Trahan
Bourke	Farrell	Klingmann	Nesbitt	Tuckerman
Brackley	Fearon	Larney	O'Hare	Twomey
Braun	Feigenbaum	Lattin	Orr	Tyler
Brink	Fenner	Leininger	Parsons	Voorhees
Brownlee	Fitzgerald	Link	Patrzykowski	Waldman
Brush	Flynn	Lord	Peck	Wells F A
Burr	Franchot	Lown	Pierce	Wells L H
Burnett	Gaffers	Machold	Prangen	Welsh
Caulfield	Gage	Malone	Pratt	Wheelock
Cheney	Gardner	Martin	Quackenbush	Whitcomb
Olaessens	Garfinkel	McArdle	Richford	Whitehorn
Coles	Gaylord	McCue	Rosenberg	Williams
Copeley	Gitlow	McDonald	Seaker	Wiltsie
Cowee	Goldberg	McElligott	Seelye	Winter
Crane	Graham	McGarry	Seesselberg	Witter
Curley	Hager	McGinnies	Shannon	Youker
Davies A E	Hamill	McKee	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to legalize and confirm the official acts of notaries public and commissioners of deeds" (No. 753, Rec. No. 115), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Code of Civil Procedure, in relation to jurisdiction by Court of Claims where notice of intent has not been heretofore filed" (No. 783, Rec. No. 117), which was read the first time and referred to the committee on codes.

"An act to authorize the city of Mechanicville to cancel a certain contract for the collection and disposal of ashes and garbage, with the consent of the contractor" (No. 795, Rec. No. 118), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Education Law, in relation to taxing lands of the State in School District Number Five in the town of Marcy, Oneida county" (No. 532, Rec. No. 119), which was read the first time and referred to the committee on public education.

"An act in relation to extending the boundaries of the city of Utica by annexing thereto part of the village of Yorkville in the town of Whitestown" (No. 776, Rec. No. 120), which was read the first time and referred to the committee on affairs of cities.



“An act to amend the State Law, in relation to the review of apportionments by the Legislature or other bodies” (No. 646, Rec. No. 121), which was read the first time and referred to the committee on the judiciary.

“An act to amend the charter of the city of Sherill, generally” (No. 787, Rec. No. 122), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter one hundred and eighty-two of the Laws of nineteen hundred and seven, entitled ‘An act to establish a permanent firemen pension fund for the city of Schenectady, New York,’ in relation to the composition of such fund” (No. 690, Rec. No. 123), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter four of the Laws of nineteen hundred and eighteen, in relation to the appointment and powers of the ice comptroller” (No. 935, Rec. No. 124), which was read the first time and referred to the committee on war.

Mr. H. L. Ames introduced a bill entitled “An act to amend the charter of the city of Jamestown, in relation to establishing a pension fund for employees” (Int. No. 1022), which was read the first time and referred to the committee on affairs of cities.

Also, “An act to amend the charter of the city of Jamestown, in relation to salaries” (Int. No. 1023), which was read the first time and referred to the committee on affairs of cities.

Mr. Bloch introduced a bill entitled “An act to amend the Greater New York charter, in relation to the supervision of the installation of gas mains” (Int. No. 1024), which was read the first time and referred to the committee on affairs of cities.

Mr. Bourke introduced a bill entitled “An act to amend the Code of Civil Procedure, in relation to papers and books to be preserved and bonds filed in surrogates’ court” (Int. No. 1025), which was read the first time and referred to the committee on codes.

Mr. Brush introduced a bill entitled “An act to amend the Public Lands Law, in relation to the establishment of a State reservation at Lake Mohansic, in the town of Yorktown, Westchester county, creating a commission for the management thereof, and making an appropriation for the purposes of this act” (Int.

No. 1026), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Davis introduced a bill entitled "An act to amend the County Law, in relation to the salaries of the county judge and surrogate of Montgomery county" (Int. No. 1027), which was read the first time and referred to the committee on internal affairs.

Mr. Machold introduced a bill entitled "An act for the purpose of supplementing facilities at Barge canal terminals, partly constructed, to meet emergency conditions which may arise during the season of nineteen hundred and eighteen" (Int. No. 1028), which was read the first time and referred to the committee on ways and means.

Mr. Murphy introduced a bill entitled "An act to amend the Town Law, in relation to employment of clerks by the assessors of the towns in the county of Suffolk" (Int. No. 1029), which was read the first time and referred to the committee on internal affairs.

Mr. Parsons introduced a bill entitled "An act to provide for establishing a portion of the boundary line between the counties of Delaware and Schoharie, and making an appropriation therefor" (Int. No. 1030), which was read the first time and referred to the committee on ways and means.

Mr. Pierce introduced a bill entitled "An act making an appropriation for the improvement and extension of the drainage and sewage systems at Clinton prison" (Int. No. 1031), which was read the first time and referred to the committee on ways and means.

Mr. Slacer introduced a bill entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' and acts amendatory thereof, in relation to taxation" (Int. No. 1032), which was read the first time and referred to the committee on affairs of cities.

Mr. Talmage introduced a bill entitled "An act to amend the Town Law, in relation to compensation of town clerks in certain towns" (Int. No. 1033), which was read the first time and referred to the committee on internal affairs.

Mr. Wiltsie introduced a bill entitled "An act to provide for purchasing a site for new buildings for the Cortland State Normal and Training School, and making an appropriation therefor" (Int. No. 1034), which was read the first time and referred to the committee on ways and means.

Mr. H. L. Ames introduced a bill entitled "An act to amend the charter of the city of Jamestown, in relation to salaries" (Int. No. 1035), which was read the first time and referred to the committee on affairs of cities.

Mr. Kasson introduced a bill entitled "An act to amend the County Law, in relation to the salaries of county judge and surrogate of Fulton county" (Int. No. 1036), which was read the first time and referred to the committee on internal affairs.

Mr. McWhinney introduced a bill entitled "An act to amend the Civil Service Law, in relation to retention in office" (Int. No. 1037), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend chapter five hundred and forty-one of the Laws of nineteen hundred and sixteen, entitled 'An act relating to the preparation of assessment-rolls for the townships and tax districts therein in the county of Nassau, and the collection of taxes in such towns and tax districts, and to repeal certain local acts and parts of acts relating to assessments and taxation in such county,' generally" (Int. No. 1038), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. H. C. Mitchell introduced a bill entitled "An act to amend the Religious Corporations Law, in relation to property of extinct churches" (Int. No. 1039), which was read the first time and referred to the committee on the judiciary.

Mr. E. A. Smith introduced a bill entitled "An act to amend the Conservation Law, in relation to taking deer in Westchester county" (Int. No. 1040), which was read the first time and referred to the committee on conservation.

Mr. Witter introduced a bill entitled "An act to amend the Conservation Law, in relation to the drainage of agricultural lands" (Int. No. 1041), which was read the first time and referred to the committee on agriculture.

Mr. Fitzgerald introduced a bill entitled "An act to amend the Election Law, in relation to statements of campaign receipts and expenditures" (Int. No. 1042), which was read the first time and referred to the committee on the judiciary.

Mr. Blakely introduced a bill entitled "An act to amend the General City Law, in relation to compensation of inspectors of plumbing" (Int. No. 1043), which was read the first time and referred to the committee on affairs of cities.

Mr. Voorhees introduced a bill entitled "An act making an appropriation for defraying the expenses of the Interstate Bridge Commission under the provisions of article six of the State Boards and Commissions Law" (Int. No. 1044), which was read the first time and referred to the committee on ways and means.

Mr. Whitehorn introduced a bill entitled "Concurrent resolution of the Senate and Assembly, proposing an amendment to the Constitution of the State of New York, by adding a new article thereto, to be known as article sixteen (Int. No. 1045), which was read the first time and referred to the committee on the judiciary.

Mr. Showers introduced a bill entitled "An act to amend the Civil Service Law, in relation to examinations" (Int. No. 1046), which was read the first time and referred to the committee on the judiciary.

Mr. Adler introduced a bill entitled "An act to amend the Education Law, relative to textbooks and supplies" (Int. No. 1047), which was read the first time and referred to the committee on public education.

Mr. Everett introduced a bill entitled "An act to amend the General Business Law, in relation to actions to recover penalties for offenses relating to milk cans" (Int. No. 1048), which was read the first time and referred to the committee on general laws.

Mr. G. T. Davis introduced a bill entitled "An act to legalize the proceedings of the town of Marcy, in the county of Oneida, in the year nineteen hundred and seventeen, in the matter of the construction of a highway bridge over Nine-Mile creek and the issuance of town bonds for such purpose, and to provide for the payment of such bonds" (Int. No. 1049), which was read the first time and referred to the committee on internal affairs.

Mr. Youker introduced a bill entitled "An act to amend the Labor Law, in relation to manufacturing in tenements" (Int. No. 1050), which was read the first time and referred to the committee on labor and industries.

Mr. Martin introduced a bill entitled "An act to amend the Tax Law, in relation to the salaries of the examiner of values, assistant examiner of values and clerks in the transfer tax appraisers' office in the county of New York and the salaries of the appraiser and stenographer in the county of Oneida" (Int. No. 1051), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. McKee introduced a bill entitled "An act to amend the Greater New York charter, in relation to the purchase of supplies and the establishment of a department of purchase" (Int. No. 1052), which was read the first time and referred to the committee on affairs of cities.

Mr. Fearon introduced a bill entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' in relation to the manner of voting at elections in such city" (Int. No. 1053), which was read the first time and referred to the committee on affairs of cities.

Mr. Fallin introduced a bill entitled "An act to provide for a public wharf or dock in the village of Port Chester" (Int. No. 1054), which was read the first time and referred to the committee on ways and means.

Mr. J. M. Mead introduced a bill entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as amended by chapter two hundred and sixty of the Laws of nineteen hundred and sixteen, relating to the department of fire" (Int. No. 1055), which was read the first time and referred to the committee on affairs of cities.

Mr. H. C. Mitchell introduced a bill entitled "An act to amend the Election Law, in relation to increasing the salaries of the secretary and certain deputy State Superintendents of Election" (Int. No. 1056), which was read the first time and referred to the committee on the judiciary.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to the assessment-rolls of towns" (Int. No. 1057), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to repeal section seventy-two of the Tax Law, relating to the collection of bank taxes" (Int. No. 1058), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Klingmann introduced a bill entitled "An act to amend the Greater New York charter, in relation to the support of the day nurseries within the city of New York" (Int. No. 1059), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act in relation to making a survey and plans for the improvement of Mill river in the town of Hempstead, county of Nassau" (Int. No. 1060), which was read the first time and referred to the committee on ways and means.

Mr. Everett introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to jury trials in surrogates' courts" (Int. No. 1061), which was read the first time and referred to the committee on codes.

Mr. Malone, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Bloomfield (No. 972, Int. No. 857), entitled "An act to permit the common council of the city of Oneonta to vote extra compensation to the chamberlain of such city for the years nineteen hundred and eighteen and nineteen hundred and nineteen," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Malone, Ellenbogen, Fearon, Davis, G. T., Meyer, Whitcomb, Burr, McCue, Miller, E. H.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Talmage, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Soule (No. 201, Int. No. 201), entitled "An act to amend the Conservation Law, in relation to jurisdiction of courts in criminal cases," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Pierce, Davies, E. O., Cowee, Showers, Peck. In the negative: Mr. Kasson.

Also, Assembly bill introduced by Mr. Gage (No. 684, Int. No. 617), entitled "An act to amend the Conservation Law, in relation to the open season for wild pheasants in Wyoming county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Pierce, Davies, E. O., Cowee, Showers, Peck.

Also, Assembly bill introduced by Mr. Talmage (No. 626, Int. No. 285), entitled "An act to amend the Conservation Law, in relation to the rating of game protectors," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Pierce, Davies, E. O., Cowee, Showers, Peck.

Also, Assembly bill introduced by Mr. Talmage (No. 623, Int. No. 262), entitled "An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Talmage, Davis, E. C., Kasson, Pierce, Davies, E. O., Cowee, Showers, Peck.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Thayer, from the committee on public printing, to which was referred the resolution relative to the printing of additional copies of the Legislative Manual, reported in favor of the adoption of the following resolution:

Resolved (if the Senate concur), That eight thousand five hundred and fifty additional copies of the Legislative Manual of nineteen hundred and eighteen be printed under the direction of the Secretary of State and delivered to the Clerks of the Senate and Assembly for distribution as follows: Fifty to each member of the Senate and forty to each member of the Assembly.



Those who voted in the affirmative were: Messrs. Thayer, Wheelock, Bourke, Crowley, Davis, G. T., Donohoe, Franchot, Davies, E. O., Kiernan, Feigenbaum. which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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Those who voted in the affirmative were:

Adler	Davies E O	Harris	McKeon	Showers
Allen	Davis E C	Havican	McLaughlin	Slacer
Alvord	Davis G T	Hooper	McNab	Smith E A
Ames D H	Decker	Jenks	McWhinney	Smith H W
Ames H L	Dobson	Johnson E A	Mead C L	Snyder
Amos	Donnelly	Johnson L W	Mead J M	Soule
Bates	Donohoe	Judson	Meyer	Sutherland
Belknap	Donohue	Karlin	Miller E H	Tallett
Bewley	Duke	Kasson	Miller N J	Talmage
Blakely	Ellenbogen	Kennedy	Mitchell	Taylor A
Bloch	Everett	Kenyon	Morris	Thayer
Bloomfield	Fallon	Kiernan	Murphy	Trahan
Bourke	Farrell	Klingmann	Nesbitt	Tuckerman
Brackley	Fearon	Larney	O'Hare	Twomey
Braun	Feigenbaum	Lattin	Orr	Tyler
Brink	Fenner	Leininger	Parsons	Voorhees
Brownlee	Fitzgerald	Link	Patrzykowski	Waldman
Brush	Flynn	Lord	Peck	Wells F A
Burr	Franchot	Lown	Pierce	Wells L H
Burnett	Gaffers	Machold	Prangen	Welsh
Caulfield	Gage	Malone	Pratt	Wheelock
Cheney	Gardner	Martin	Quackenbush	Whitcomb
Claessens	Garfinkel	McArdle	Richford	Whitehorn
Coles	Gaylord	McCue	Rosenberg	Williams
Copeley	Gitlow	McDonald	Seaker	Wiltsie
Cowee	Goldberg	McElligott	Seelye	Winter
Crane	Graham	McGarry	Seesselberg	Witter
Crowley	Hager	McGinnies	Shannon	Youker
Curley	Hamill	McKee	Shiplacoff	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Burnett (No. 749, Int. No. 675), entitled "An act to amend the Tax Law, in relation to the levy of taxes."

Also, the bill introduced by Mr. Kenyon (No. 761, Int.

No. 687), entitled "An act to amend the Tax Law, in relation to tax roll and collector's warrant."

Also, the bill introduced by Mr. F. A. Wells (No. 755, Int. No. 681), entitled "An act to create the soldiers' welfare commission, defining its powers and duties and making an appropriation therefor."

Also, the bill introduced by Mr. C. L. Mead (No. 693, Int. No. 626), entitled "An act to amend the Prison Law, in relation to enforcement of the powers of the State Commission of Prisons."

Also, the bill introduced by Mr. Blakely (No. 570, Int. No. 527), entitled "An act to amend the Public Health Law, in relation to wall paper and calcimine."

Also, the bill introduced by Mr. C. L. Mead (No. 694, Int. No. 627), entitled "An act to amend the Prison Law, in relation to time for filing estimates of articles with Commission of Prisons."

Also, the bill introduced by Mr. Martin (No. 1073, Int. No. 213), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article two of the Constitution, in relation to absent voters."

Also, the bill introduced by Mr. Seelye (No. 276, Int. No. 109), entitled "An act to amend the Public Health Law, in relation to qualifications of local health officers."

Also, the bill introduced by Mr. D. H. Ames (No. 1022, Int. No. 129), entitled "An act to amend the County Law, in relation to compensation of supervisors."

Also, the bill introduced by Mr. Murphy (No. 668, Int. No. 503), entitled "An act to amend the Tax Law, in relation to collector's warrants."

Also, the bill introduced by Mr. Whitcomb (No. 1069, Int. No. 223), entitled "An act in relation to providing for an annual budget in Broome county."

Also, the bill introduced by Mr. E. C. Davis (No. 1071, Int. No. 495), entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally."

Also, the bill introduced by Mr. Malone (No. 1072, Int. No. 418), entitled "An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies."

Also, the bill introduced by Mr. H. L. Ames (No. 838, Int. No. 751), entitled "An act to amend the charter of the city of Jamestown, in relation to the election held on the last Tuesday in March in each year for the election of city officers."

Also, the bill introduced by Mr. H. L. Ames (No. 839, Int. No. 752), entitled "An act to authorize and validate an assessment against lands abutting on a portion of Buffalo street in the city of Jamestown, and against the owners of such lands, of the proportionate amount of the cost of the pavement heretofore constructed on such street, and authorizing the city of Jamestown to issue its bond or bonds and paving certificates to cover the cost of such pavement."

Also, the bill introduced by Mr. Machold (No. 735, Int. No. 665), entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Oswego county."

Also, the bill introduced by Mr. Brackley (No. 759, Int. No. 685), entitled "An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost."

Also, the bill introduced by Mr. Rowe (No. 721, Int. No. 651), entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as to the power of the council of said city to license and regulate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks."

Also, the bill introduced by Mr. Judson (No. 1131, Int. No. 608), entitled "An act to amend the Tax Law, in relation to the time for the commencement of certiorari proceedings, to review special franchise assessments in towns."

Also, the bill introduced by Mr. F. A. Wells (No. 325, Int. No. 314), entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which George B. Hawthorne was dismissed from the police department and to reinstate him in the position formerly held by him."

Also, the bill introduced by Mr. McWhinney (No. 956, Int. No. 841), entitled "An act to amend chapter five hundred and ninety-one of the Laws of eighteen hundred and sixty-eight, entitled 'An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water,' generally."

Also, the bill introduced by Mr. Fearon (No. 857, Int. No. 760), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of unpaid local assessments."

Also, the bill introduced by Mr. Kenyon (No. 870, Int. No. 773), entitled "An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor.' "

Also, the bill introduced by Mr. Curley (No. 1012, Int. No. 884), entitled "An act to amend the Greater New York charter, in relation to the issue of corporate stock notes."

Also, the bill introduced by Mr. Burtnett (No. 1003, Int. No. 875), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds."

Also, the bill introduced by Mr. Burtnett (No. 820, Int. No. 733), entitled "An act to amend chapter three hundred and seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for a police pension fund for the police force of the city of Mount Vernon,' generally."

Also, the bill introduced by Mr. Burtnett (No. 1001, Int. No. 873), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to number of police lieutenants and sergeants," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Thayer (No. 1096, Int. No. 947), entitled "An act to amend the Highway Law, in relation to motor vehicles," reported the same with the following recommendations:

On page 1, line 1, strike out "Section" and insert in place thereof "Subdivision one of section".

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed." (No. 446, Int. No. 422.)

"An act to amend the General Municipal Law, in relation to the issuance of bonds by third-class cities of the State." (No. 659, Int. No. 603.)

"An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments and sales to the city of New York for assessments affecting property in the city of New York, and directing the comptroller to mark such assessments accordingly." (No. 545, Int. No. 506.)

"An act to amend the charter of the city of Little Falls, generally." (No. 737, Int. No. 667.)

Mr. L. H. Wells offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 459, Int. No. 435) entitled "An act to amend the Highway Law, in relation to lights on motor vehicles."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. L. H. Wells moved to amend as follows:

Page 2, line 7, add "ly" at end of line.

Page 2, line 8, insert after word "equal" the word "candle". Strike out everything after word "power".

Page 2, line 19, after word "arranged" insert "adjusted and operated, as to avoid dangerous glare or dazzle, and so".

Page 2, line 20, strike out in line 20 all words up to the word "light" and insert the words "dangerous or dazzling".

Page 2, line 20, insert a comma after the word "light".

Page 2, line 22, insert comma after word "lamps".

Page 2, line 26, insert bracket "[ " before "The".

Page 3, line 3, insert bracket "]" after the word "device".

Page 3, line 6, insert period after word "section" and bracket "[ " before "regarding".

Page 3, line 7, insert bracket "]" after "beam".

Page 3, line 14, strike out words "and fifty".

Page 3, line 16, strike out word "and".

Page 3, line 17, strike out word "fifty".

Page 4, line 3, strike out words "one hundred and fifty" and insert word "seventy-five".

Page 4, line 8, insert after word "curb" the words "and where such lights are dispensed with by law or ordinance".

Page 4, line 15, strike out the word "may" and insert in place thereof "shall upon notice to the manufacturer thereof".

Page 4, line 15, after word "device" insert "upon such uniform specifications as he may from time to time prescribe and promulgate to the United States Bureau of Standards or to any duly qualified testing laboratory not interested, directly or indirectly in any lamps or headlighting apparatus or".

Page 4, line 15, after word "a" insert "similarly disinterested".

Page 4, line 19, after "section" and before the period insert "; and the Secretary of State may also submit such device to such practical road test as he deems proper".

Page 4, line 20, after word "such" insert "bureau, laboratory or".

Page 4, line 21, after word "device" insert "when properly applied".

Page 4, line 24, after word "device" insert "when so applied".

Page 4, line 25, after word "section" insert "and limiting the maximum candle power to be used therewith".

Page 5, after line 2, insert:

"7. Any person, firm or corporation aggrieved, who may be dissatisfied with the findings of such testing laboratory, expert or experts, shall have the right of appeal to the United States Bureau of Standards upon payment of the same fee hereinabove prescribed whose decision shall be final."

Page 5, line 4, change "7" to "8".

Page 6, line 1, change "8" to "9".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. L. H. Wells, said bill was ordered reprinted and recommitted to said committee.

Mr. Kiernan offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 12, Int. No. 12) entitled "An act to amend the Penal Law, in relation to playing baseball on Sunday."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Kiernan moved to amend as follows:

Line 6, strike out "half-past."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Kiernan, said bill was ordered reprinted and recommitted to said committee.

Mr. Amos offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on war be discharged from the further consideration of the bill (No. 47, Int. No. 47) entitled "An act to regulate the solicitation of funds and other property for purposes of war aid and war charity during the duration of the war in which the United States is now engaged."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Amos moved to amend as follows:

Page 1, line 1, strike out the words "Secretary of State" and insert the words "mayor of a city, board of supervisors of a town or president of a village".

Page 3, line 16, strike out the words "Secretary of State" and insert the words "local authorities granting such license".

Page 3, line 20, strike out the words "Secretary of".

Page 3, line 21, strike out the words "State" at beginning of line and insert the words "mayor of a city, board of supervisors of a town or president of a village".



Page 3, line 21, strike out the words "Secretary of State" and insert the words "mayor of a city, board of supervisors of a town or president of a village".

Page 4, line 5, strike out the words "one thousand" and insert the words "five hundred".

Page 4, line 6, strike out the word "three" and insert the word "one," and strike the letter "s" off the word "years".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Amos, said bill was ordered reprinted and recommitted to said committee.

Mr. Seesselberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 43, Int. No. 43) entitled "An act to amend the Greater New York charter, in relation to the modification or reduction of assessments by the board of estimate and apportionment."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seesselberg moved to amend as follows:

Page 2, strike out all beginning with the word "if" on line 11 down to and including the word "year" on line 7 of page 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seesselberg, said bill was ordered reprinted and recommitted to said committee.

Mr. Slacer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 681, Int. No. 614) entitled "An a act to amend the Public Service Commissions Law, in relation to transfer of stocks."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Slacer moved to amend as follows:

Page 3, line 1, after "commission" in italics insert in italics "and upon and subject to such terms and conditions as such commission may fix and impose".

Line 5, after "of" in italics insert in italics "the territory embraced within the first public service commission district".

Line 6, strike out "of the first class."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Slacer, said bill was ordered reprinted and recommitted to said committee.

Mr. McElligott offered for the consideration of the House a resolution, in the words following:

Whereas, The casualty list issued by the War Department mentions Phillip Schuyler Finn, a private in the Rainbow Division, as having been killed recently in action in France; and,

Whereas, Said Philip Schuyler Finn was a son of the late Daniel E. Finn, for many years political leader of his district, a police magistrate of the city of New York and a former member and minority leader of this House; and,

Whereas, Mrs. Bridget Finn, the mother of the soldier has been officially notified of his death; now, therefore, be it

Resolved (if the Senate concur), That the Legislature of the State of New York hereby condoles with Mrs. Bridget Finn in her bereavement and expresses its appreciation of the sacrifice and patriotic services rendered by Finn family in the cause for which our country it at war; and, be it further

Resolved, That a copy of this resolution subscribed by the presiding officers of the Assembly and Senate and attested by the Clerks thereof be forwarded to Mrs. Bridget Finn as a remembrance by the Legislature of this lamentable event.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Davies E O	Havican	McNab	Smith E A
Allen	Davis E C	Hooper	McWhinney	Smith H W
Alvord	Davis G T	Jenks	Mead C L	Snyder
Ames D H	Decker	Johnson E A	Mead J M	Soule
Ames H L	Dobson	Johnson L W	Meyer	Sutherland.
Amos	Donnelly	Judson	Miller E H	Tallett
Bates	Donohoe	Karlin	Miller N J	Talmage
Belknap	Donohue	Kasson	Mitchell	Taylor A
Bewley	Duke	Kennedy	Morris	Taylor F J
Blakely	Ellenbogen	Kenyon	Murphy	Thayer
Bloch	Everett	Kiernan	Nesbitt	Trahan
Bloomfield	Fallon	Klingmann	O'Hare	Tuckerman
Bourke	Farrell	Larney	Orr	Twomey
Brackley	Fearon	Lattin	Parsons	Tyler
Braun	Feigenbaum	Leininger	Patrzykowski	Voorhees
Brink	Fenner	Link	Peck	Waldman
Brownlee	Fitzgerald	Lord	Pierce	Wells F A
Brush	Flynn	Lown	Prangen	Wells L H
Burr	Franchot	Machold	Pratt	Welsh
Burnett	Gaffers	Malone	Quackenbush	Wheelock
Caulfield	Gage	Martin	Richford	Whitcomb
Cheney	Gardner	McArdle	Rosenberg	Whitehorn.
Claessens	Garfinkel	McCue	Rowe	Williams
Coles	Gaylord	McDonald	Seaker	Wiltsie
Copeley	Gitlow	McElligott	Seelye	Winter
Cowee	Goldberg	McGarry	Seesselberg	Witter
Crane	Graham	McGinnies	Shannon	Youker
Crowley	Hager	McKee	Shiplacoff	Zimmerman
Curley	Hamill	McKeon	Showers	Speaker
Davies A E	Harris	McLaughlin	Slacer	

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 268, Int. No. 263) entitled "An act to amend the Conservation Law, in relation to open season for black bass," having been announced for a second reading,

On motion of Mr. Talmage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 850, Int. No. 81) entitled "An act to amend the Public Buildings Law, in relation to the management and maintenance of the Herkimer Home, making an appropriation therefor, and repealing certain acts in connection therewith," having been announced,

Mr. E. O. Davies moved to amend as follows:

Page 2, line 22, strike out everything after "be" and strike out lines 23 to 26, inclusive, and insert in place thereof the following: "women. The first commissioners under this act shall be Delight R. Keller, of Little Falls, New York, Frances W.

Roberts, of Utica, New York, Ellen S. Munger, of Herkimer, New York, William Grandpre, of Albany, New York, Robert A. Patchke, of Troy, New York, Joseph Kuolt, of Utica, New York, and four others to be appointed by the Governor by and with the advice and consent of the Senate. The commissioners first named and appointed shall be divided into classes, so that the term of two shall expire annually hereafter on the first day of April commencing with the year nineteen hundred and nineteen and their successors shall be similarly appointed by the Governor, by and with the advice and consent of the Senate, for terms of five years each."

Page 3, line 1, strike out down to and including the period.

Page 3, line 3, after "elected" insert a comma.

Page 3, line 9, strike out after "compensation" and substitute a period for the comma.

Page 3, strike out line 10.

Page 3, line 14, after "German" insert a hyphen.

Page 4, line 4, strike out the comma.

Page 4, line 15, after "German" insert a hyphen.

Page 5, line 24, strike out "sixteen" and insert "one thousand six"..

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading:

The bill (No. 1115; Int. No. 967) entitled "An act to amend the Education Law, in relation to instruction in physical training," having been announced for a second reading,

On motion of Mr. Tallett, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 1131, Int. No. 608) entitled "An act to amend the Tax Law, in relation to the time for the commencement of certiorari proceedings, to review special franchise assessments in towns," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 735, Int. No. 665) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Oswego county," was read the second time.

On motion of Mr. Machold, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1096, Int. No. 947) entitled "An act to amend the Highway Law, in relation to motor vehicles," was read the second time.

On motion of Mr. Thayer, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 111, Rec. No. 34) entitled "An act to amend the Highway Law, in relation to the designation of places for the registration of motor vehicles," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading.

The bill (No. 838, Int. No. 751) entitled "An act to amend the charter of the city of Jamestown, in relation to the election held on the last Tuesday in March in each year for the election of city officers," was read the second time.

On motion of Mr. H. L. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 839, Int. No. 752) entitled "An act to authorize and validate an assessment against lands abutting on a portion of Buffalo street in the city of Jamestown, and against the owners of such lands, of the proportionate amount of the cost of the pavement heretofore constructed on such street, and authorizing the city of Jamestown to issue its bond or bonds and paving certificates to cover the cost of such pavement," was read the second time.

On motion of Mr. H. L. Ames, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 759, Int. No. 685) entitled "An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands, and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost," was read the second time.

On motion of Mr. Brackley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 820, Int. No. 733) entitled "An act to amend chapter three hundred seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for a police pension

fund for the police force of the city of Mount Vernon,' generally," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1001, Int. No. 873) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to number of police lieutenants and sergeants," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1003, Int. No. 875) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1012, Int. No. 884) entitled "An act to amend the Greater New York charter, in relation to the issue of corporate stock notes," was read the second time.

On motion of Mr. Curley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 857, Int. No. 760) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of unpaid local assessments," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 956, Int. No. 841) entitled "An act to amend chapter five hundred and ninety-one of the Laws of eighteen hundred and sixty-eight, entitled 'An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water,' generally," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 721, Int. No. 651) entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as to the power of the council of said city to license and regulate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks," was read the second time.

On motion of Mr. Rowe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 325, Int. No. 314) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which George B. Hawthorne was dismissed from the police department and reinstate him in the position formerly held by him," was read the second time.

On motion of Mr. F. A. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 870, Int. No. 773) entitled "An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor," having been announced,

Mr. Gitlow moved to amend as follows:

Strike out section 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Kenyon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 26, Int. No. 26) entitled "An act to repeal article eleven-a of the Education Law, relating to town boards of education, and certain provisions of the chapter by which such article was added, and to provide for the restoration of former conditions with respect to school districts," having been announced,

Debate was had thereon, when Mr. Martin moved the previous question.



Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 36

Those who voted in the affirmative were:

Adler	Davies E O	Judson	Murphy	Tallett
Allen	Davis E C	Kasson	Nesbitt	Talmage
Alvord	Davis G T	Kenyon	O'Hare	Taylor A
Ames D H	Dobson	Kiernan	Parsons	Taylor F J
Ames H L	Donohoe	Lattin	Patrzykowski	Thayer
Amos	Duke	Lord	Peck	Trahan
Bates	Ellenbogen	Lown	Pierce	Tuckerman
Bewley	Everett	Machold	Prangen	Twomey
Bloomfield	Fearon	Malone	Pratt	Tyler
Bourke	Fenner	Martin	Quackenbush	Voorhees
Brink	Franchot	McCue	Richford	Waldman
Brownlee	Gaffers	McElligott	Rowe	Wells F A
Brush	Gage	McGinnies	Seaker	Wells L H
Burnett	Gardner	McKeon	Seelye	Welsh
Caulfield	Gaylord	McNab	Shannon	Whedlock
Cheney	Graham	McWhinney	Showers	Whiteomb
Coles	Hager	Mead C L	Slacer	Williams
Copeley	Harris	Mead J M	Smith E A	Wiltis
Cowee	Hooper	Meyer	Smith H W	Witter
Crane	Jenks	Miller N J	Snyder	Yauker
Crowley	Johnson E A	Mitchell	Soule	Zimmerman
Davies A E	Johnson L W			

Those who voted in the negative were:

Belknap	Donohue	Goldberg	Link	Morris
Brackley	Fallon	Hamill	McArdle	Orr
Braun	Farrell	Havican	McDonald	Rosenberg
Burr	Feigenbaum	Karlin	McGarry	Seesselberg
Claessens	Flynn	Kennedy	McKee	Shiplacoff
Curley	Garfinkel	Klingmann	McLaughlin	Sutherland
Decker	Gitlow	Larney	Miller E H	Whitehorn
Donnelly				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 815, Int. No. 420) entitled "An act to amend the Code of Civil Procedure, in relation to costs in justice's court," was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 914, Int. No. 535) entitled "An act to amend the Town Law, in relation to the reduction of the number of justices of the peace to one, and the election and powers of town trustees," having been announced,

Mr. Judson moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

Page 1, line 2 of title, after "peace" insert "in the towns of Monroe county".

Line 6, strike out "town" in italics and insert in italics "towns of Monroe county".

Line 7, after "town" in italics insert in italics "in Monroe county".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. L. H. Wells, from the committee on internal affairs, reported said bill amended as directed, and the same was reprinted and placed on the order of third reading.

The bill (No. 980, Int. No. 619) entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie

Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 774, Int. No. 700) entitled "An act to amend chapter six hundred and forty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement chapter six hundred and forty-six of the Laws of nineteen hundred and five, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment thereof," as amended; to fix and determine the area benefited by the trunk sewer and outlet sewer constructed and maintained under the provisions of said act, as amended, and to provide for taxes and assessments within and without such benefited area to pay the cost of constructing, maintaining and operating the said trunk sewer and outlet sewer,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Neshitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees

Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheedock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 586, Int. No. 543) entitled "An act to amend the Education Law, relative to the retirement of teachers," having been announced,

Mr. Tallett moved that said bill be recommitted to the committee on public education with instructions to report the same forthwith amended as follows:

Page 2, line 5, before the period insert in italics "in this State".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Tallett, from the committee on public education, reported said bill amended as directed, and the same was reprinted and placed on the order of third reading.

The bill (No. 1021, Int. No. 455) entitled "An act to amend the Conservation Law, in relation to the number and designation of game protectors and their powers and duties," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder

Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 727, Int. No. 657) entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond, providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks, and other employees for such office,' in relation to salaries of second assistant district attorney, chief clerk and stenographer," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder

Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 994, Int. No. 454) entitled "An act to amend the Conservation Law, in relation to non-resident fishing licenses," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman



Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burntett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1067, Int. No. 399) entitled "An act to amend the General Municipal Law, in relation to convention expenses of municipal officers and employees," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H

Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1066, Int. No. 616) entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Adler	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenhogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrall	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie

Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1018, Int. No. 890) entitled "An act to amend the City Local Option Law, in relation to expenses, ballots and supplies," having been announced for a third reading,

On motion of Mr. Adler, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 95, Int. No. 95) entitled "An act to amend the Highway Law, in relation to the cost of removing obstructions caused by snow in towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchott	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gago	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie

Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gilow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McEligott	Shannon	Witter
Crane	Graham	McGarry	Shupluff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1066, Int. No. 616) entitled "An act to amend the Highway Law and the Town Law, in relation to the time of the beginning of the term of office of the town superintendent of highways," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Adler	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Isaacs	McWhinney	Smith H W
Ames D H	Dicker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Bellnap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Myrhill	Taylor A
Bellamy	Ellenhagen	Kennedy	Morris	Thayer
Bloch	Everett	Kenny	Nesliff	Trahan
Bloomfield	Fallon	K		
Bourke	Farrell	K		
Brackley	Fearon	L		
Braun	Feigenbaum	L		
Brink	Fenner	L		
Brownlee	Fitzgerald	L		
Brush	Flynn	L		
Burr	Franchot	L		
Burnett	Gaffers	M		
Caulfield	Gage	M		
Cheney	Gardner	M		
Claessens	Garfinkel	M		
Coles	Gaylord	M		

Copeley	Gitlow	McDonald	Seesselberg	W...
Cowee	Goldberg	McElligott	Shannon	T...
Crane	Graham	McGarry	Shiplacoff	V...
Curley	Hager	McGinnies	Showers	W...
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the request their concurrence therein.

The bill (No. 1018, Int. No. 890) entitled "the City Local Option Law, in relation to supplies," having been announced for a

On motion of Mr. Adler, said bill was stricken from the calendar.

The bill (No. 95, Int. No. 95) entitled "Highway Law, in relation to the caused by snow in towns," was read printed and upon the desks of the least three calendar legislative days

Mr. Speaker put the question to the final passage of said affirmative, a majority of all voting in favor thereof, and

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Those who voted in the

Adler	Davies E O	Twomey
Allen	Davis E C	Tyler
Alvord	Davis G F	Voorhees
Ames D H	Decker	Waldman
Ames H L	Dobson	Wells F A
Anos	Donnelly	Wells L H
Bates	Donohoe	Welsh
Belknap	Donohue	Wheelock
Bowler	Dobson	Whitcomb
		Whitehorn
		Williams
		Wiltzie
		Winter
		Witter
		Youker
		Zimmerman

d bill to the Senate and

entitled "An act to amend  
tion to the fees which the  
d trial jurors," was read the

Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 963, Int. No. 848) entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in the stocks or bonds of incorporated cities, counties, villages or towns located in adjoining States," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 355, Int. No. 342) entitled "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson L W	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gavlord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1068, Int. No. 197) entitled "An act to amend the Code of Civil Procedure, in relation to the fees which the supervisors may allow to grand and trial jurors," was read the



third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 964, Int. No. 849) entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in promissory notes secured by savings bank passbooks and real estate mortgages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames J H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffens	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	M. E. Frett	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Yousier
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 965, Int. No. 850) entitled "An act to amend the Banking Law, in relation to the qualifying share or shares of directors of a credit union," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 160, Rec. No. 37) entitled "An act to amend the Code of Civil Procedure, in relation to publication of notice of sale of real property," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 748, Int. No. 674) entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and five, entitled 'An act empowering the board of supervisors of Westchester county to authorize the towns of such county to borrow money by the issue of bonds for the purpose of paying for highway improvements,' in relation to the payment of said bonds by the whole or a part of the town," having been announced for a third reading,

On motion of Mr. Burtnett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 934, Int. No. 822) entitled "An act changing the name of the town of Germantown, in the county of Columbia, to the town of Viewmount," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burtnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gavlord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 655, Rec. No. 59) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen

hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate returned the Assembly bill (No. 393, Senate Reprint No. 790, Int. No. 242) entitled "An act to amend the Town Law, in relation to the expenditure of surplus moneys, auditing of accounts and duties of town clerk," with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 10, strike out "or the" at end of line.

Page 2, line 1, strike out "board of town auditors if there be one".

Page 4, line 21, insert in italics after word "make" the words "verify and file in the office of the town clerk".

Page 5, line 2, after words "the" insert in italics "town".

Page 5, lines 9 and 10, strike out "or of the board of town auditors if there be one".

Page 5, line 11, strike out the word "filed" and insert after the word "copies" in italics the words "retained on file".

Page 6, line 19, beginning at the word "provided", strike out the remainder of the line and all of lines 20, 21 and 22.

Mr. McGinnies moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Peck	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 216, Senate Reprint No. 801, Int. No. 215) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county," with a message that they have concurred in the passage of the same, with the following amendment:

Page 3, lines 6 and 7, strike out "September first, nineteen hundred and eighteen" and insert "immediately."

Mr. Tallett moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltsie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

A message was received from the Senate, in the words following:

IN SENATE, *March* 13, 1918.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 18, Reprint No. 788, Rec. No. 18) entitled "An act authorizing the town of Lexington,



in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, and to provide for the payment thereof."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Whitney, on behalf of Mr. Walton, and by unanimous consent, the title was amended to read as follows: "An act authorizing the town of Lexington, in the county of Greene, to issue bonds to pay certificates of indebtedness heretofore issued by the said town for the erection and repair of bridges, the laying out and repair of highways, the removal of snow in highways and streets, the oiling of streets and the making of certain other highway improvements in said town, and which certificates of indebtedness are now outstanding and unpaid by said town, to legalize such certificates, and to provide for the payment of such bonds."

Said bill as amended was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

Said bill having been announced Mr. Showers moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slacer
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Rates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage

Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams
Coles	Gaylord	McCue	Seelye	Wiltzie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Craw	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Said bill as amended was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McLaughlin	Slater
Allen	Davis E C	Havican	McNab	Smith E A
Alvord	Davis G T	Hooper	McWhinney	Smith H W
Ames D H	Decker	Jenks	Mead C L	Snyder
Ames H L	Dobson	Johnson E A	Mead J M	Soule
Amos	Donnelly	Johnson L W	Meyer	Sutherland
Bates	Donohoe	Judson	Miller E H	Tallett
Belknap	Donohue	Karlin	Miller N J	Talmage
Bewley	Duke	Kasson	Mitchell	Taylor A
Blakely	Ellenbogen	Kennedy	Morris	Thayer
Bloch	Everett	Kenyon	Nesbitt	Trahan
Bloomfield	Fallon	Kiernan	O'Hare	Tuckerman
Bourke	Farrell	Klingmann	Orr	Twomey
Brackley	Fearon	Larney	Parsons	Tyler
Braun	Feigenbaum	Lattin	Patrzykowski	Voorhees
Brink	Fenner	Leininger	Peck	Waldman
Brownlee	Fitzgerald	Link	Pierce	Wells F A
Brush	Flynn	Lord	Prangen	Wells L H
Burr	Franchot	Lown	Pratt	Welsh
Burnett	Gaffers	Machold	Quackenbush	Wheelock
Caulfield	Gage	Malone	Richford	Whitcomb
Cheney	Gardner	Martin	Rosenberg	Whitehorn
Claessens	Garfinkel	McArdle	Seaker	Williams

Coles	Gaylord	McCue	Seelye	Wittaie
Copeley	Gitlow	McDonald	Seesselberg	Winter
Cowee	Goldberg	McElligott	Shannon	Witter
Crane	Graham	McGarry	Shiplacoff	Youker
Curley	Hager	McGinnies	Showers	Zimmerman
Davies A E	Hamill	McKeon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 13, 1918.*

Whereas, The sad news has arrived from the battlefields of France that American soldiers have been slain in the trenches; and,

Whereas, Among the first who have thus sacrificed their lives are members of 165th U. S. Infantry, which was the 69th Regiment of the National Guard of the State of New York,

Be it Resolved (if the Assembly concur), That when the Legislature adjourns this day, it do so out of respect for those martyrs to the great cause of worldwide democracy which our country has determined to make triumphant and out of sympathy for the relatives of these heroic sons of the Empire State who gave their lives for the flag.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 13, 1918.*

Resolved (if the Assembly concur), That a joint committee of the Senate and Assembly be hereby created to consist of two members of the Senate, to be appointed by the President of the Senate, and three members of the Assembly, to be appointed by the Speaker of the Assembly, to investigate the conduct of the New York State School of Agriculture of Farmingdale, Long Island, the results accomplished by such school, the expense of its main-

tenance, and such other matters in connection with such school as the committee may deem advisable.

Resolved, That such committee be hereby authorized to choose from its members a chairman and to sit within and outside the city of Albany, subpoena and compel the attendance of witnesses, require the production of books, records and papers, take and hear proof and testimony and otherwise have all the powers of a legislative committee, as provided by the Legislative Law, including the adoption of rules for the conduct of its proceedings.

Resolved, That such committee shall report the result of its investigations to the Legislature on or before April fifth, nineteen hundred and eighteen, with such recommendations as to the organization and conduct of such school and the operations to be conducted thereat as the committee may deem proper.

Resolved, That the expense of such committee, not exceeding one thousand dollars (\$1,000) shall be payable from the contingent fund of the Legislature on the certificate of the chairman of the committee and the approval of the Temporary President of the Senate or the Speaker of the Assembly.

By order of the Senate,

ERNEST A. FAY,

*Clerk.*

which was referred to the committee on ways and means.

The Senate returned the Assembly bill (No. 525, Reprint No. 993, Int. No. 35) entitled "An act to legalize and confirm the tax levy for the repair of highways, upon the assessment rolls of the town of Nassau, in the county of Rensselaer, in the year nineteen hundred and eighteen," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, the bill (No. 493, Int. No. 466) entitled "An act to amend the Election Law, in relation to time of opening and closing polls at city elections held at a time other than general elections, during the year nineteen hundred and eighteen."

Also, the bill (No. 487, Int. No. 460) entitled "An act in relation to State scholarships in Cornell University held by persons in the military or naval service of the United States."

Also, the bill (No. 376, Int. No. 363) entitled "An act to amend the Code of Civil Procedure, in relation to the use of testimony or exhibits of a former trial or hearing."

Also, the bill (No. 522, Int. No. 57) entitled "An act to amend the General Business Law, in relation to certificates of registration to practice architecture."

Also, the bill (No. 429, Int. No. 410) entitled "An act making appropriations for the maintenance and repair of improved State and county highways."

Also, the bill (No. 147, Int. No. 147) entitled "An act to amend chapter three hundred and sixty-eight of the Laws of eighteen hundred and eighty-four, entitled 'An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany,' in relation to buildings not included within the provisions of such act."

Also, the bill (No. 995, Int. No. 456) entitled "An act to amend the Conservation Law, in relation to suits against employees of the Conservation Commission."

Also, the bill (No. 479, Int. No. 452) entitled "An act to amend the Town Law, in relation to fire protection."

Also, the bill (No. 911, Int. No. 184) entitled "An act to amend the Code of Criminal Procedure, in relation to fees of justices of the peace in criminal cases."

Also, the bill (No. 947, Int. No. 334) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira."

Also, the bill (No. 769, Int. No. 695) entitled "An act to repeal chapter one hundred and fifty-two of the Laws of nineteen hundred and four, entitled 'An act to create a board of equalization, in and for the county of Greene.' "

Also, the bill (No. 846, Int. No. 554) entitled "An act for the relief of the town of Cairo, in the county of Greene," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 816, Int. No. 411) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the jurisdiction and salary of police justice," with a message

that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Olean.

Also, the bill (No. 814, Int. No. 485) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographers in the city court of the city of New York," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 331 Int. No. 320) entitled "An act to authorize the issuance and sale of bonds of the city of Binghamton in the principal sum of twenty-six thousand five hundred dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Binghamton.

On motion of Mr. Karlin, and by unanimous consent, the fact that he was unavoidably absent from the session of yesterday and would, if present, have voted in favor of the amendment offered by Mr. Machold to Assembly bill No. 29 (Int. No. 29) was ordered entered upon the journal.

The Senate returned the concurrent resolution in relation to Philip Schuyler Finn, with a message that they have concurred in the passage of the same without amendment.

Pursuant to resolution, Mr. Speaker declared the House adjourned.

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THURSDAY, MARCH 14, 1918

The House met pursuant to adjournment.

Prayer by Rev. A. D. Angell, Troy.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Superintendent of Banks, relative to savings banks and trust companies, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bill:

"An act to amend the Judiciary Law, in relation to the appointment of official referees by the Appellate Division of the Supreme Court" (No. 967, Int. No. 125), which was read the first time and referred to the committee on the judiciary.

Mr. Bates introduced a bill entitled "An act to amend the Greater New York charter, in relation to meetings of local boards" (Int. No. 1062), which was read the first time and referred to the committee on affairs of cities.

Mr. Belknap introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the disposition of property received by the county treasurer from coroners" (Int. No. 1063), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter one hundred and five of the Laws of nineteen hundred and sixteen, entitled 'An act to provide for the assessment of property and the collection of taxes and assessments in the several towns of Westchester county, and in the special tax and school districts in such towns, also providing for the sale and transfer of tax liens for such unpaid taxes and assessments, and for the foreclosure of such transfers of tax liens,' in relation to examination and audit of books of the supervisor" (Int. No. 1064), which was read the first time and referred to the committee on internal affairs.

Mr. Bewley introduced a bill entitled "An act to amend the Labor Law, in relation to responsibility for observance of certain provisions of the Labor Law, and defining the term 'owner' in relation to such provisions" (Int. No. 1065), which was read the first time and referred to the committee on labor and industries.

Mr. Blakely introduced a bill entitled "An act to amend the Legislative Law, in relation to the compensation of sergeants-at-arms of the Legislature, and making an appropriation for the



additional compensation" (Int. No. 1066), which was read the first time and referred to the committee on ways and means.

Mr. Cheney introduced a bill entitled "An act to legalize, ratify and confirm the proceedings of the village of East Aurora relating to the sale of bonds for the widening and improving of Center street in said village, and to provide for the payment thereof" (Int. No. 1067), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Religious Corporations Law, in relation to the removal of human remains from one cemetery of a religious corporation to another cemetery owned by it" (Int. No. 1086), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Coles introduced a bill entitled "An act to amend the State Finance Law, in relation to the capital fund of the State School of Agriculture on Long Island and the colony economy funds of the Rome State Custodial Asylum" (Int. No. 1069), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Education Law, in relation to the State School of Agriculture on Long Island, and to provide a capital fund for the operation of the dormitories and refectory of said school" (Int. No. 1070), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Insurance Law, in relation to assets of mutual fire insurance companies underwriting property not located within the State or reinsuring such property" (Int. No. 1071), which was read the first time and referred to the committee on insurance.

Mr. Duke introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to parties in actions for partition involving the estate of a decedent" (Int. No. 1072), which was read the first time and referred to the committee on codes.

Mr. Gage introduced a bill entitled "An act to authorize the supervisor of the town of Middlebury, Wyoming county, to dispose of an unexpended balance of tax of the Middlebury lighting district, such district having been heretofore included in the boundaries of the village of Wyoming" (Int. No. 1073), which

was read the first time and referred to the committee on internal affairs.

Mr. Hooper introduced a bill entitled "An act to amend the Conservation Law, in relation to cats running at large" (Int. No. 1074), which was read the first time and referred to the committee on conservation.

Mr. E. A. Johnson introduced a bill entitled "An act to amend the Greater New York charter, in relation to salaries of the teaching staff of the board of education" (Int. No. 1075), which was read the first time and referred to the committee on affairs of cities.

Mr. McDonald introduced a bill entitled "An act to amend chapter one hundred and twenty-five of the Laws of nineteen hundred and six, entitled 'An act in relation to illuminating gas in the city of New York and regulating the quality and pressure thereof and the price to consumers other than said city, and providing a penalty for violation,' in relation to price to be charged in certain boroughs" (Int. No. 1076), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. McWhinney introduced a bill entitled "An act to amend the Town Law, in relation to the compensation of town officers in certain towns" (Int. No. 1077), which was read the first time and referred to the committee on internal affairs.

Mr. O'Hare introduced a bill entitled "An act to amend the Greater New York charter, in relation to power to assess for local improvements" (Int. No. 1078), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to amend the Code of Civil Procedure, in relation to limitation of action to redeem from a mortgage" (Int. No. 1079), which was read the first time and referred to the committee on codes.

Mr. Seesselberg introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to free transportation by ferries operated by municipalities of soldiers, sailors and marines in uniform" (Int. No. 1080), which was read the first time and referred to the committee on the judiciary.

Mr. Shannon introduced a bill entitled "An act to amend the

Tax Law, in relation to the exemption of real property purchased with the proceeds of a pension" (Int. No. 1081), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Shiplacoff introduced a bill entitled "An act to amend the General Cities Law, in relation to the establishment of municipal day nurseries and their control and management" (Int. No. 1082), which was read the first time and referred to the committee on affairs of cities.

Mr. A. Taylor introduced a bill entitled "An act to amend the Insurance Law, in relation to funds collected by fraternal organizations for maintenance of homes for aged and indigent members" (Int. No. 1083), which was read the first time and referred to the committee on insurance.

Mr. Welsh introduced a bill entitled "An act to amend the Highway Law, in relation to security to be given by an applicant for registration of a motor vehicle" (Int. No. 1084), which was read the first time and referred to the committee on internal affairs.

Mr. Feigenbaum introduced a bill entitled "An act to define the civil rights of civil service employees of the State, of the counties of the State, of the cities within the State, of school teachers, and of all other persons employed by the State of New York and by the counties of the State and the cities within the State" (Int. No. 1085), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' in relation to the compensation of assessors" (Int. No. 1086), which was read the first time and referred to the committee on affairs of cities.

Also, "An act ratifying and confirming the acts and proceedings of certain canal officials and the Canal Board relative to a power development by the city of Oswego at dam number six across the Oswego river in said city, and providing for an easement in certain canal land adjacent thereto, and for the right of the city to the use of the surplus waters impounded by said

dam" (Int. No. 1087), which was read the first time and referred to the committee on ways and means.

Mr. Seesselberg introduced a bill entitled "An act to enable the owners or mortgagees of lands in the county of Richmond, State of New York, to redeem the same from tax sales heretofore made, at which sales the State of New York has become the purchaser" (Int. No. 1088), which was read the first time and referred to the committee on ways and means.

Mr. Garfinkel introduced a bill entitled "An act to amend the Labor Law, in relation to the establishment of a bureau of old age pension" (Int. No. 1089), which was read the first time and referred to the committee on ways and means.

Mr. Seesselberg introduced a bill entitled "An act to release to Grace W. Scheller and Edna G. Wood all the right, title and interest of the people of the State of New York in and to certain lands in the fifth ward of the borough of Richmond, city and State of New York" (Int. No. 1090), which was read the first time and referred to the committee on ways and means.

Mr. Welsh introduced a bill entitled "An act to amend the Military Law, relative to the military training of boys" (Int. No. 1091), which was read the first time and referred to the committee on military affairs.

Mr. A. Taylor introduced a bill entitled "An act to amend the Penal Law, in relation to penalty for purchase of stolen property from children under the age of sixteen years" (Int. No. 1092), which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend the Town Law, in relation to the removal of constables in certain counties" (Int. No. 1093), which was read the first time and referred to the committee on internal affairs.

Mr. Coles introduced a bill entitled "An act to amend the Town Law, in relation to the establishment of water and sewer commissions in the towns of certain counties" (Int. No. 1094), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Tax Law, in relation to the appointment of a transfer tax clerk in Nassau county" (Int. No. 1095),

which was read the first time and referred to the committee on internal affairs.

Mr. Seaker introduced a bill entitled "An act to amend the Railroad Law, in relation to protection of highway grade crossings of electrically operated railroads outside of cities and villages" (Int. No. 1096), which was read the first time and referred to the committee on railroads.

Mr. Ellenbogen introduced a bill entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen and the board of estimate and apportionment as to the issue of corporate stock, serial bonds and tax notes" (Int. No. 1097), which was read the first time and referred to the committee on affairs of cities.

Mr. A. Taylor introduced a bill entitled "An act to amend section two hundred and sixty-four of the charter of the city of Buffalo, as amended by chapter two hundred and sixty of the Laws of nineteen hundred and sixteen, relating to the police fund of said city" (Int. No. 1098), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Buffalo, as amended by chapter two hundred and sixty of the Laws of nineteen hundred and sixteen, relating to the firemen's relief and pension fund of said city" (Int. No. 1099), which was read the first time and referred to the committee on affairs of cities.

Mr. Machold, from the committee on ways and means, to which was referred the resolution relative to free transportation for soldiers, sailors and marines on furlough, reported in favor of the adoption of the following resolution:

Whereas, Our country being at war, in the six months preceding December 1, 1917, one hundred and sixty-five thousand citizens of the State of New York, in all walks of life, have answered the call of our country, and are now serving in the active branches of our army, navy and marine corps of the United States, in most cases outside the boundaries of this State, and a large proportion at a great distance from their homes; and,

Whereas, By reason of deductions necessarily made by the Federal government, and other contributions, the amount of money left to the average enlisted man on any pay day, is in many cases so small as to make it impossible for him to visit his home and family during a furlough; now, therefore, be it

Resolved (if the Senate concur), That the finance committee of the Senate and the ways and means committee of the Assembly, be and hereby are constituted a committee for the purpose of investigating such situation and conferring with the proper authorities in the United States government, and suggesting to the Legislature at their earliest convenience a proposed method of relief for such situation, so that such soldiers, sailors and marines, in the active service of the United States, will be granted free transportation upon common carriers both by land and water, for the purpose of visiting their homes and families during periods of furlough.

There is hereby appropriated the sum of one thousand (\$1,000) dollars from the contingent fund of the Senate and Assembly for the necessary expenses of such investigation, payable by the Clerk of the Senate and Assembly upon vouchers signed by the President of the Senate and the Speaker of the Assembly.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to.

On motion of Mr. Burr, consideration of said resolution was postponed until Tuesday next.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Pierce (No. 1005, Int. No. 877), entitled "An act making an appropriation for Luella R. North, widow of Charles H. North, former medical superintendent of Dannemora State Hospital for the Criminal Insane, for the payment to her of the salary which he would have received if he had lived until July first, nineteen hundred and eighteen," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Machold (No. 731, Int. No. 661), entitled "An act reappropriating unexpended balance of appropriations made by chapters eight and six hundred and twenty-eight of the Laws of nineteen hundred and sixteen for the improvement of the canals," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. McWhinney (No. 1144, Int. No. 989), entitled "An act to amend chapter three hundred and seventeen of the Laws of nineteen hundred and seventeen, entitled 'An act in relation to a proposed canal to be constructed by the Federal government on Long Island, and making appropriations for expenses in connection therewith,' in relation to time of report to Legislature" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Shannon (No. 1062, Int. No. 922), entitled "An act making an appropriation to reimburse the city of Troy and the town of Waterford for money erroneously paid to the State," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Machold (No. 783, Int. No. 708), entitled "An act to amend chapter three hundred and twenty-five of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the preparation of a supplement to the statutory record of the unconsolidated laws, and making an appropriation therefor,' in relation to the time in which said work shall be completed and making an appropriation for additional work in preparation of said supplement," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Twomey (No. 712, Int. No. 642), entitled "An act to authorize the assessment of real property acquired by the State of New York for Barge canal terminal purposes, situated at the junction of the East river and



Newtown creek, in the borough of Brooklyn, in said city, for the benefit derived by said lands by reason of the opening and extending of Dupont street so as to furnish access thereto," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Assembly bill introduced by Mr. Machold (No. 116, Int. No. 116), entitled "An act to appropriate the miscellaneous receipts on account of the improvement of the Cayuga and Seneca canals under chapter three hundred and ninety-one of the Laws of nineteen hundred and nine and acts amendatory thereof and supplemental thereto, for the purpose of the said improvement," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to which was referred assembly bill introduced by Mr. Machold (No. 657, Int. No. 601), entitled "An act to amend chapter two hundred and thirty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act creating the hospital development commission, defining its powers and duties, authorizing contracts for new buildings in connection with the Utica State Hospital and the Middletown State Hospital, and making appropriations for such purpose and for the expense of the hospital development commission,' in relation to the segregation of the feeble-minded and the selection of a site for a new hospital for the insane, and making an appropriation for expenses of such commission in connection therewith," reported in favor of the passage of the same, with the following amendment:

"Such site shall be so situated as to preclude any danger of contamination to the water supply of any municipality from the sewage of said institution when erected."

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Machold (No. 837, Int. No. 750), entitled "An act making appropriations for the contributions of the State for the repair and improvement of town highways in accordance with the requirements of section one hundred and one of the Highway Law and chapter one hundred and thirty-seven of the Laws of nineteen hundred and eleven, and the repair and improvement of highways and bridges on Indian reservations in accordance with section one hundred and fifty nine of the Highway Law," reported in favor of the passage of the same, with the following amendments:

On line 1, after the word "million" insert the word "fifteen" in place of the word "ten".

On line 2, the amount in parenthesis should read "\$2,015,000".

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Machold, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Whitney (No. 195, Rec. No. 52), entitled "An act to amend the Prison Law, in relation to retirement of employees in the Prison Department," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Senate bill introduced by Mr. Sage (No. 455, Rec. No. 68), entitled "An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Machold,

Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

Also, Senate bill introduced by Mr. Sage (No. 456, Rec. No. 67), entitled "An act reappropriating an unexpended balance for the purpose of the construction and improvement of public highways," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs Machold, Tallett, Seelye, Kenyon, Bewley, Lord, McGinnies, Wheelock, Bloomfield, McElligott, Shannon.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Tuckerman (No. 931, Int. No. 819), entitled "An act to incorporate the General Board of Religious Education," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.

Also, Assembly bill introduced by Mr. Goldberg (No. 153, Int. No. 153), entitled "An act to amend the Transportation Corporations Law, in relation to bus fares to be charged by certain companies in cities of the first class," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Martin, McNab, Bourke, Pierce, Snyder, Goldberg, Bloch, O'Hare.

Those who voted in the negative were: Messrs. Pratt, Crane, Rowe, Lown, Tuckerman.

Also, Assembly bill introduced by Mr. Seelye (No. 834, Int. No. 747), entitled "An act to amend the Legislative Law, in relation to certification of proceeding," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.

Also, Assembly bill introduced by Mr. McElligott (No. 706, Int. No. 636), entitled "An act to amend the Stock Corporations Law, in relation to filing names of officers and directors with the county clerk," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.

Also, Assembly bill introduced by Mr. Seelye (No. 215, Int. No. 214), entitled "An act to amend the Election Law, in relation to salaries of deputy superintendents of elections," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.

Also, Assembly bill introduced by Mr. Bourke (No. 844, Int. No. 757), entitled "An act to amend the Judiciary Law, in relation to clerks to justices of supreme court in the first judicial district," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.  
which reports were agreed to, and said bills placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by McWhinney (No. 902, Int. No. 799), entitled "An act to amend the Membership Corporations Law, in relation to limitations on the acquisition of land for cemetery purposes in certain counties," reported in favor of the passage of the same, with the following amendment:

Page 2, line 15, after "lands" insert in italics "not already in use for such purposes".

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.  
which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Pratt, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Ottinger (No. 103, Rec. No. 15), entitled "An act providing that the board of directors of The Mount Sinai Hospital shall hereafter be known and designated as the board of trustees and that the directors thereof shall hereafter be known and designated as trustees," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman.

Also, Senate bill introduced by Mr. Murphy (No. 119, Rec.

No. 14), entitled "An act to extend the corporate existence of the Houchin-Aiken Company," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Bourke, Crane, Pierce, Lown, Tuckerman. which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Malone (No. 842, Int. No. 755), entitled "An act to amend the Penal Law, in relation to obtaining money by fraudulent check, draft or order," reported in favor of the passage of the same, with the following amendment.

Page 2, line 11, strike out the word "five" and insert in place thereof the word "ten".

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Peck (No. 1061, Int. No. 921), entitled "An act to repeal chapter seventy-four of the Laws of eighteen hundred and seventy-nine, entitled 'An act in relation to the temporary relief of the poor in the town of Haverstraw, Rockland county,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Peck (No. 1060, Int. No. 920), entitled "An act to repeal section five hundred and eighty-six of the Town Law, relating to the compensation of certain town officers in the counties of Rockland and Orange," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Burtnett (No. 1002, Int. No. 874), entitled "An act to amend the Highway Law, in relation to highway moneys to be raised by towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Trahan (No. 1042, Int. No. 902), entitled "An act to amend the Town Law, in relation to compensation of town superintendent of highways in certain towns," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Thayer (No. 859, Int. No. 762), entitled "An act to amend the Highway Law, in relation to laying out, altering or discontinuing highways," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Crane (No. 881, Int. No. 778), entitled "An act to amend chapter eight hundred and fifty-eight of the Laws of eighteen hundred and sixty-seven, relative to the sale and redemption of real estate sold for taxes in the county of Onondaga," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Crane (No. 1046, Int. No. 906), entitled "An act to create a department for the placing of dependent children for the county of Onondaga," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.

Also, Assembly bill introduced by Mr. Crane (No. 1118, Int. No. 969), entitled "An act to authorize the county of Onondaga to pay a portion of the expense of eliminating a dangerous underpass on the Camillus valley county highway in the town of Camillus in said county, and to relieve the town from expense therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.  
which reports were agreed to, and said bills placed on the order of second reading.

Mr. L. H. Wells, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Dunnigan (No. 99, Rec. No. 77), entitled "An act to provide for a commissioner of records of the county of Bronx," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, L. H., Wheelock, Thayer, Kasson, Hager, Murphy, Harris, Burtnett, Ames, H. L., Alvord, Parsons, Belknap.  
which report was agreed to, and said bill placed on the order of second reading.

Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Quackenbush (No. 1044, Int. No. 904), entitled "An act to amend the General Business Law, in relation to bottles or jars for milk and cream," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Richford.

Those who voted in the negative were: Messrs. Fitzgerald, Curley, Karlin.

Also, Assembly bill, introduced by Mr. Leininger (No. 634, Int. No. 578), entitled "An act to amend the General Construction Law, in relation to bonds and undertakings," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Fitzgerald, Curley, Karlin.  
which reports were agreed to, and said bills placed on the order of second reading.



Mr. Ellenbogen, from the committee on general laws, to which was referred Assembly bill introduced by Mr. A. Taylor (No. 111, Int. No. 111), entitled "An act to amend the General Business Law, in relation to mattresses, upholstered box-springs and metal bed-springs," reported in favor of the passage of the same, with the following amendments:

On page 2, line 26, before the word "approved", insert the words "prescribed or".

On page 3, line 5, before the word "approved", insert the words "prescribed or".

On page 6, between lines 8 and 9, insert the following:

"Section 389-x. This act shall not apply to the sale of mattresses, upholstered box-springs, or metal bed-springs which are personal effects of a householder.

Those who voted in the affirmative were: Messrs. Ellenbogen, Zimmerman, Youker, Williams, Coles, Bates, Fitzgerald, Curley, Karlin.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Parsons (No. 1041, Int. No. 901), entitled "An act to amend the Transportation Corporations Law, in respect to stage routes, bus lines and motor vehicle lines carrying passengers for hire in cities or villages," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Talmage, Wiltsie, Thayer, Quackenbush, Copeley, Lown, Tyler, Patrzykowski, Nesbitt.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Blakely, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. D. H. Ames (No. 817, Int. No. 730), entitled "An act in relation to the paving of certain streets in the village of Ellicottville and to the payment of the share of the village of the cost of such paving," reported in favor of the passage of the same, with the following amendments:

On page 2, line 13, bracket the word "sold" and insert in italics thereafter the word "authorized".

On page 3, line 5, bracket the word "sold" and insert in italics thereafter the word "authorized".

Those who voted in the affirmative were: Messrs. Blakely, Talmage, Wiltsie, Thayer, Quackenbush, Copeley, Lown, Tyler, Patrzykowski, Nesbitt.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Seaker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Welsh (No. 360, Int. No. 347), entitled "An act to amend the Railroad Law, relative to the construction of railroads across the Hudson river," reported in favor of the passage of the same, with the following amendments:

Page 2, line 18, after the word "river" and before the word "or" insert "between the present dyke lines".

Page 2, line 19, strike out the whole line and insert in lieu thereof the following: "For any pier or abutment between the present dyke lines of the river, or for".

Page 2, line 24, strike out after "the" the words "person, firm or corporation" and insert the words "railroad corporation".

Page 3, line 11, after "commerce" and before "the" insert the words "or continue".

Those who voted in the affirmative were: Messrs. Seaker, Mead, C. L., Dobson, Bloomfield, Gaffers, Brownlee, Graham, Brackley, Waldman.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Tallett, from the committee on public education, to which was referred Assembly bill introduced by Mr. Amos (No. 863, Int. No. 766), entitled "An act to amend the Education Law, in relation to qualifications of teachers," reported in favor of the passage of the same, with the following amendment:

On page 2, between lines 3 and 4, insert in italics "A person now employed as a teacher, who is not a citizen, may continue in such employment provided he or she, within one year from the passage of this act, shall make application to become a citizen and within the time thereafter prescribed by law shall become a citizen."

Those who voted in the affirmative were: Messrs. Tallett, Harris, Gage, Brink, Amos, Fitzgerald, Whitcomb, Donnelly, Link,

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Bewley, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Donohue (No. 99, Int. No. 99), entitled "An act to amend the Labor Law, in relation to service of orders and summons upon owners," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Slacer, Copeley, Voorhees, Rosenberg.

Also, Assembly bill introduced by Mr. Bewley (No. 874, Int. No. 725), entitled "An act to amend the Labor Law, in relation to the expenses of the member of the industrial council, and making an appropriation therefor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Gaylord, Slacer, Taylor, A., Copeley, Tyler, Voorhees, Mead, J. M., Rosenberg.

Also, Assembly bill introduced by Mr. Bewley (No. 799, Int. No. 724), entitled "An act to amend the Labor Law, in relation to the bureau of industries and immigration," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Gaylord, Slacer, Taylor, A., Copeley, Tyler, Voorhees, Mead, J. M., Rosenberg.

Also, Assembly bill introduced by Mr. Cowee (No. 784, Int. No. 709), entitled "An act to amend the Labor Law, in relation to summer vacation permits," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Slacer, Taylor, A., Copeley, Voorhees, Rosenberg.

Also, Assembly bill introduced by Mr. Bewley, No. 785, Int. No. 710), entitled "An act to amend the Labor Law, in relation to bakeries," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Slacer, Taylor, A., Copeley, Voorhees, Rosenberg.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Bewley, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Bewley (No. 789, Int. No. 714), entitled "An act to amend the Labor Law, in relation to the salaries of factory and mercantile inspectors," reported in favor of the passage of the same, with the following amendments:

Page 2, line 3, strike out bracket.

Page 2, line 4, strike out bracket.

Page 2, line 5, strike out bracket.

Page 2, line 6, strike out bracket.

Page 2, line 8, strike out bracket.

Page 2, line 9, strike out bracket.

Page 3, line 7, strike out word "shall" and insert word "may".

Page 3, line 12, strike out bracket.

Page 3, line 13, strike out bracket.

Page 2, line 20, strike out the word "shall" and insert the word "may" in the place thereof.

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Slacer, Taylor, A., Copeley, Voorhees, Mead, J. M., Rosenberg.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Bewley, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Bewley (No. 1055, Int. No. 915), entitled "An act to amend the Labor Law, in relation to floor area and required exits, stairways, notice of issuance of permits for building construction, fire alarm systems and fire drills, smoking and cleanliness in factories," reported in favor of the passage of the same, with the following amendments:

Page 7, line 17, after the word "two" strike out the comma and insert in italics the word "and". After the word "three" insert in italics the words "of section seventy-nine-e, in addition to the prescribed occupancy under subdivisions".

Page 9, line 1, after the word "Two" strike out the comma and insert in italics the word "and". After the word "three" insert in italics the words "of section seventy-nine-e, in addition to the prescribed occupancy under subdivisions".

Those who voted in the affirmative were: Messrs. Bewley, Talmage, Wells, L. H., Gaylord, Slacer, Taylor, A., Copeley, Tyler, Voorhees, Mead, J. M. In the negative: Mr. Rosenberg.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. W. J. Miller, from the committee on excise, to which was referred Assembly bill introduced by Mr. Martin (No. 579, Int. No. 536), entitled "An act to amend the Liquor Tax Law, in relation to salaries of special deputy excise commissioner in Oneida and Queens counties," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Miller, W. J., Witter, Quackenbush, Gage, Gaylord, Graham, McKeon, McGarry.

Those who voted in the negative were: Messrs. Richford, Ames, H. L., Shiplacoff.

Also, Assembly bill introduced by Mr. W. J. Miller (No. 1058, Int. No. 918), entitled "An act to amend the City Local Option Law, in relation to filing with the State Commissioner of Excise statement and certificate of result of election," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Miller, W. J., Witter, Quackenbush, Gage, Gaylord, Richford, Ames, H. L., McCue, McKeon, McGarry, Shiplacoff.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Talmage (No. 623, Int. No. 262), entitled "An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes."

Also, the bill introduced by Mr. Soule (No. 201, Int. No. 201), entitled "An act to amend the Conservation Law, in relation to jurisdiction of courts in criminal cases."

Also, the bill introduced by Mr. Bloomfield (No. 972, Int. No. 857), entitled "An act to permit the common council of the city of Oneonta to vote extra compensation to the chamberlain of such city for the years nineteen hundred and eighteen and nineteen hundred and nineteen."

Also, the bill introduced by Mr. Burtnett (No. 416, Int. No. 397), entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county."

Also, the bill introduced by Mr. Talmage (No. 626, Int. No. 285), entitled "An act to amend the Conservation Law, in relation to the rating of game protectors," reported the same without recommendations, which reports were agreed to, and said bills ordered engrossed for a third reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Youker (No. 1065, Int. No. 9), entitled "An act to amend the Real Property Law, in relation to registering title to real property," reported the same with the following recommendations:

On page 25, line 17, insert at beginning of line before "property" the word "real".

On page 26, line 20, strike out "as" and insert "an".

On page 39, line 21, strike out "caluse" and insert "clause".

On page 41, line 14, strike out "thereof" and insert in place thereof the word "thereon".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Donohoe offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 302, Int. No. 291) entitled "An act to provide for preliminary surveys of a proposed military road to connect West Point with the New England States and the east."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Donohoe moved to amend as follows:

Page 1, line 2, strike out all the line after the word "determine".

Page 2, lines 6 and 7, strike out the words "State Engineer and Surveyor" and insert the words "Commissioner of Highways".

Page 2, line 11, strike out the words "State Engineer and Surveyor" and insert the words "Commissioner of Highways".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Donohoe, said bill was ordered reprinted and recommitted to said committee.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 553, Int. No. 521) entitled "An act to amend the Public Health Law, in relation to the practice chiropractic."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Fearon moved to amend as follows:

Page 12, line 1, after the period insert "He shall present a transcript of registration and pay a fee of twenty-five cents, whereupon the county clerk shall endorse thereon, 'Registered also in ..... county.'"

Line 15, strike out all after "Physicians" and insert a period. Strike out lines 16 and 17.

Line 18, strike out "surgery".

Line 20, after "practitioner" insert "provided, however, that nothing in this article shall affect a duly licensed physician or a person who has been duly licensed to practice osteopathy".

Line 23, strike out "the funds derived from examination and annual regis-" and insert "money appropriated by the Legislature".

Line 24, strike out "tration fees paid to the State Treasurer".

Line 25, strike out "said funds may at any time be increased by" and insert "the treasurer of the board may receive and apply to the purposes of this article as directed by the board."

Page 13, line 1, after "Payments" insert "from money appropriated".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.



On motion of Mr. Fearon, said bill was ordered reprinted and recommitted to said committee.

Mr. Hooper offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 262, Int. No. 257) entitled "An act to amend the County Law, in relation to the compensation of supervisors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Hooper moved to amend as follows:

Page 1, line 1, strike out the letter "s" at the end of the word "Subdivisions" and strike out the words "and eight".

Page 1, line 4, after "as" insert "such section was".

Page 2, line 4, strike out the word "are" and insert "is".

Page 2, line 5, strike out "respectively,".

Page 2, line 7, after the word "Broome," insert in italics "Cattaraugus,".

Page 2, line 9, after "Onondaga," insert in italics "Otsego,".

Page 2, line 10, after "Warren" insert in italics ", Wyoming".

Page 2, line 13, insert italicized comma after the word "day" at end of line.

Page 2, line 14, strike out "and" at the beginning of line and insert in italics after the word "day" and before the comma "and in Wyoming county at the rate of six dollars per day".

Page 2, between lines 19 and 20, insert the following:

"§ 2. Section twenty-three of such chapter is hereby amended by inserting therein a new subdivision, to be subdivision two-a, to read as follows:

"2-a. In the counties of Cattaraugus and Otsego each supervisor shall receive from the county compensation at the rate of six dollars per day for each calendar day's actual attendance at the sessions of the board of supervisors and mileage at the rate of eight cents per mile for once going and returning every week during any regular or special session of such board from his place of residence to the place where any such session of the board is held.

"§ 3. Subdivision eight of section twenty-three of such chapter, as such section was amended by chapter two hundred and seventy-nine of the Laws of nineteen hundred and ten, chapter five hundred and fifty-four of the Laws of nineteen hundred and

eleven, chapter thirty-four of the Laws of nineteen hundred and twelve, chapters two hundred and fifty-four and three hundred and fifty-five of the Laws of nineteen hundred and thirteen, chapter three hundred and fifty-seven of the Laws of nineteen hundred and fourteen, chapter three hundred and thirty-two of the Laws of nineteen hundred and fifteen, chapter four hundred and twenty-six of the Laws of nineteen hundred and sixteen and chapter five hundred and twenty-seven of the Laws of nineteen hundred and seventeen, is hereby amended to read as follows:"

Page 2, line 23, after "Warren" insert in italics "*, Wyoming*".

Page 3, line 2, after "day," insert in italics "*and in Wyoming county at the rate of six dollars per day,*".

Page 3, line 9, change the numeral "2" to "4".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Hooper, said bill was ordered reprinted and recommitted to said committee.

Mr. Crane offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 1009, Int. No. 881) entitled "An act to amend the Negotiable Instruments Law, in relation to what constitutes notice of defect."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Crane moved to amend as follows:

Page 1, line 10, after "faith" insert in italics "*; but the presentation of a national banking association, State bank, trust company, savings bank or private banker, hereinafter called the bank, of a check, draft or other instrument for the payment of money drawn or endorsed by an agent, fiduciary, or corporate or other officer whose duty it is to make or endorse instruments for the payment of money against the account of his principal, trust, corporation or association of any kind, however said account may be entitled, to bearer or to any other person and the subsequent appropriation by him or by any other person of the proceeds of said check, draft or other instrument for the payment of money, either through his personal account or otherwise, shall not be sufficient to put such bank or any bank which shall pay the same on inquiry as to the authority of such officer, agent or other fiduciary, or impute to any such bank knowledge of any*

infirmity in any such instrument or defect in the title of the person negotiating the same or to whom the same may be paid".

Strike out line 11.

Page 2, strike out lines 1 to 22, inclusive.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Crane, said bill was ordered reprinted and recommitted to said committee.

Mr. Fearon offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of Assembly bill (No. 1109, Int No. 961) entitled "An act to amend the County Law, in relation to district attorneys and their assistants practicing law," and that said bill be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. E. O. Davies offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 929, Rec. No. 103) entitled "An act to amend the charter of the city of Little Falls, generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was read the second time and ordered for a third reading.

On motion of Mr. E. O. Davies, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Showers
Allen	Davies A E	Harris	McNab	Slacer
Alvord	Davies E O	Hooper	McWhinney	Smith E A
Ames D H	Davis E O	Jenks	Mead C L	Smith H W
Ames H L	Davis G T	Johnson E A	Meyer	Snyder
Amos	Dobson	Johnson L W	Miller E H	Soule
Bates	Donnelly	Judson	Miller N J	Tallett
Belknap	Donohoe	Kasson	Mitchell	Talmage
Bewley	Donohue	Kennedy	Morris	Taylor A
Blakely	Duke	Kenyon	Murphy	Taylor F J
Bloomfield	Ellenbogen	Kiernan	Nesbitt	Thayer
Bourke	Everett	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Orr	Twomey
Braun	Fearon	Leininger	Parsons	Tyler
Brink	Feigenbaum	Link	Peck	Voorhees
Brownlee	Fenner	Lord	Pierce	Waldman
Brush	Fitzgerald	Lown	Prangen	Wells F A
Burr	Flynn	Machold	Pratt	Wells L H
Burtnett	Franchot	Malone	Quackenbush	Welsh
Caulfield	Gaffers	Martin	Richford	Wheelock
Cheney	Gage	McCue	Rosenberg	Whitcomb
Claessens	Gardner	McDonald	Rowe	Whitehorn
Coles	Garfinkel	McElligott	Seaker	Williams
Copeley	Gaylord	McGarry	Seelye	Wiltzie
Cowee	Gitlow	McGinnies	Seesselberg	Witter
Crane	Graham	McKee	Shannon	Youker
Crowley	Hager	McKeon	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Whitehorn offered for the consideration of the House a resolution, in the words following:

Whereas, Since the trial and conviction of Thomas J. Mooney in the courts of California on a charge of murder in the first degree, F. G. Oxman, the principal witness for the prosecution, from whose testimony the conviction was procured has been proven to all fairminded persons to have been a perjurer at Mooney's trial, in a general conspiracy of the employing class of the Pacific coast, to crush organized labor in whose ranks Mooney had long been a faithful leader; and,

Whereas, The conviction of Mooney, in the light of facts disclosed since his trial, has become an international scandal; and,

Whereas, By reason thereof the President of the United States has taken cognizance of these facts by having appointed a commission to investigate the entire matter, which commission after a thorough investigation reported that there was every good reason to believe that Mooney was totally innocent of the charge

upon which he was tried and convicted, and that he was the victim of a gigantic conspiracy and that justice demanded that he be given a new trial; but a new trial was denied him by the highest court of the State of California on purely technical grounds, despite the fact that the Attorney-General of the State not only consented, but demanded a new trial; and,

Whereas, It has become manifest that Mooney's sole crime has been his single-minded devotion to the cause of labor on the Pacific coast; therefore, be it

Resolved (if the Senate concur), By the Assembly of the State of New York, that Hon. William D. Stephens, Governor of California, is hereby urgently petitioned to grant a stay of execution in the case of the said Thomas J. Mooney until all the facts will be fully established; and be it further

Resolved, That a copy of these resolutions be forwarded to the Governor of California by the Clerk of the Assembly.

which was referred to the committee on the judiciary.

The bill (No. 1117, Int. No. 126) entitled "An act to amend the Education Law, in relation to the salary of district superintendent," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Showers
Allen	Davies A E	Harris	McNab	Slacer
Alvord	Davies E O	Hooper	McWhinney	Smith E A
Ames D H	Davis E C	Jenks	Mead C L	Smith H W
Ames H L	Davis G T	Johnson E A	Meyer	Snyder
Amos	Dobson	Johnson L W	Miller E H	Soule
Bates	Donnelly	Judson	Miller N J	Tallett
Belknap	Donohoe	Kaseon	Mitchell	Talmage
Bewley	Donohue	Kennedy	Morris	Taylor A
Blakely	Duke	Kenyon	Murphy	Taylor 1 <sup>st</sup> J
Bloomfield	Ellenbogen	Kiernan	Nesbitt	Thayer
Bourke	Everett	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Orr	Twomey
Braun	Fearon	Leininger	Parsons	Tyler
Brink	Feigenbaum	Link	Peck	Voorhees
Brownlee	Fenner	Lord	Pierce	Waldman

Brush	Fitzgerald	Lown	Prangen	Wells F A
Burr	Flynn	Machold	Pratt	Wells L H
Burnett	Franchot	Malone	Quackenbush	Welsh
Caulfield	Gaffers	Martin	Richford	Wheelock
Cheney	Gage	McCue	Rosenberg	Whitcomb
Claessens	Gardner	McDonald	Rowe	Whitehorn
Coles	Garfinkel	McElligott	Seaker	Williams
Copeley	Gaylord	McGarry	Seelye	Wiltzie
Cowee	Gitlow	McGinnies	Seesselberg	Witter
Crane	Graham	McKee	Shannon	Youker
Crowley	Hager	McKeon	Shiplacoff	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 360, Rec. No. 54) entitled "An act for the relief of the county of Schoharie, relative to the collection of uncollected taxes therein of the years nineteen hundred and twelve to nineteen hundred and seventeen, both inclusive, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Showers
Allen	Davies A E	Harris	McNab	Slacer
Alvord	Davies E O	Hooper	McWhinney	Smith E A
Ames D H	Davis E O	Jenks	Mead C L	Smith H W
Ames H L	Davis G T	Johnson E A	Meyer	Snyder
Amos	Dobson	Johnson L W	Miller E H	Soule
Bates	Donnelly	Judson	Miller N J	Tallett
Belknap	Donohoe	Kasson	Mitchell	Talmage
Bewley	Donohue	Kennedy	Morris	Taylor A
Blakely	Duke	Kenyon	Murphy	Taylor F J
Bloomfield	Ellenbogen	Kiernan	Nesbitt	Thayer
Bourke	Everett	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Orr	Twomey
Braun	Fearon	Leininger	Parsons	Tyler
Brink	Feigenbaum	Link	Peck	Voorhees
Brownlee	Fenner	Lord	Pierce	Waldman
Brush	Fitzgerald	Lown	Prangen	Wells F A
Burr	Flynn	Machold	Pratt	Wells L H
Burnett	Franchot	Malone	Quackenbush	Welsh

Caulfield	Gaffers	Martin	Richford	Wheelock
Cheney	Gage	McCue	Rosenberg	Whitcomb
Claessens	Gardner	McDonald	Rowe	Whitehorn
Coles	Garfinkel	McElligott	Seaker	Williams
Copeley	Gaylord	McGarry	Seelye	Wiltzie
Cowee	Gitlow	McGinnies	Seesselberg	Witter
Crane	Graham	McKee	Shannon	Youker
Crowley	Hager	McKeon	Shiplacoff	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 655, Rec. No. 59) entitled "An act to amend chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen, entitled 'An act to define the policy of the State of New York in relation to the production, supply and control of the distribution of the necessities of life, to insure an adequate supply thereof at a reasonable price, to prevent unreasonable profits by reason of speculation, to extend such policy in aid of the national government in providing for the national security and defense, to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapters two hundred and five and five hundred and six of the Laws of nineteen hundred and seventeen to the commission created by this act,' in relation to the power of the State Food Commission to fix the difference between the purchase and selling price of necessities so as to prevent excessive profits," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1115, Int. No. 967) entitled "An act to amend the Education Law, in relation to instruction in physical training," having been announced for a second reading,

On motion of Mr. Tallett, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 416, Int. No. 397) entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county," was read the second time.



On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 404, Int. No. 385) entitled "An act to amend the Public Service Commissions Law, in relation to complaints as to quality and price of gas and electricity," having been announced for a second reading,

On motion of Mr. Prangen, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 684, Int. No. 617) entitled "An act to amend the Conservation Law, in relation to the open season for wild pheasants in Wyoming county," having been announced for a second reading,

On motion of Mr. Crane, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 201, Int. No. 201) entitled "An act to amend the Conservation Law, in relation to jurisdiction of courts in criminal cases," was read the second time.

On motion of Mr. Soule, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 626, Int. No. 285) entitled "An act to amend the Conservation Law, in relation to the rating of game protectors," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 623, Int. No. 262) entitled "An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 972, Int. No. 857) entitled "An act to permit the common council of the city of Oneonta to vote extra compensation to the chamberlin of such city for the years nineteen hundred and eighteen and nineteen hundred and nineteen," was read the second time.

On motion of Mr. Bloomfield, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 13, 1918.*

Resolved (if the Assembly concur), That one thousand additional copies of report of Joint Committee of the Legislature appointed to investigate Niagara river and other water power be printed for the use of the Legislature.

By order of the Senate,  
ERNEST A. FAY,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Curley	Hamill	McLaughlin	Showers
Allen	Davies A E	Harris	McNab	Slacer
Alvord	Davies E O	Hooper	McWhinney	Smith E A
Ames D H	Davis E C	Jenks	Mead C L	Smith H W
Ames H L	Davis G T	Johnson E A	Meyer	Snyder
Amos	Dobson	Johnson L W	Miller E H	Soule
Bates	Donnelly	Judson	Miller N J	Tallett
Belknap	Donohoe	Kasson	Mitchell	Talmage
Bewley	Donohue	Kennedy	Morris	Taylor A
Blakely	Duke	Kenyon	Murphy	Taylor F J
Bloomfield	Ellenbogen	Kiernan	Nesbitt	Thayer
Bourke	Everett	Larney	O'Hare	Tuckerman
Brackley	Farrell	Lattin	Orr	Twomey
Braun	Fearon	Leininger	Parsons	Tyler
Brink	Feigenbaum	Link	Peck	Voorhees
Brownlee	Fenner	Lord	Pierce	Waldman
Brush	Fitzgerald	Lown	Prangen	Wells F A
Burr	Flynn	Machold	Pratt	Wells L H
Burtnett	Franchot	Malone	Quackenbush	Welsh
Caulfield	Gaffers	Martin	Richford	Wheelock
Cheney	Gage	McCue	Rosenberg	Whitcomb
Claessens	Gardner	McDonald	Rowe	Whitehorn
Coles	Garfinkel	McElligott	Seaker	Williams
Copeley	Gaylord	McGarry	Seelye	Wiltsie
Cowee	Gitlow	McGinnies	Seesselberg	Witter
Crane	Graham	McKee	Shannon	Youker
Crowley	Hager	McKeon	Shiplacoff	Zimmerman

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 916, Int. No. 415) entitled "An act to amend the City Local Option Law, in relation to watchers."

Also, the bill (No. 980, Int. No. 619) entitled "An act to enable the trustees for the Church of Saint John on the Cat Rock road between Peekskill and Garrison to sell real estate and to dispose of the proceeds thereof."

Also, the bill (No. 347, Int. No. 336) entitled "An act to amend the Town Law, in relation to assessments for public improvements," with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Also Assembly bill (No. 393, Senate Reprint No. 790, Int. No. 242) entitled "An act to amend the Town Law, in relation to the expenditure of surplus moneys, auditing of accounts and duties of town clerk."

Also, Assembly bill (No. 216, Senate Reprint No. 801, Int. No. 215) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer for the surrogate's court in Madison county."

Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hon. John Pemberton.

On motion of Mr. Adler, the House adjourned.

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### FRIDAY, MARCH 15, 1918

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. E. M. Grahm.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Thirty-eighth Annual Report of the State Department of Health, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Superintendent of Banks, relative to savings and loan association, Land Bank of the State of

New York and credit unions, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adler introduced a bill entitled "An act to amend the State Charities Law, in relation to the age of children committed to the State Agricultural and Industrial School at Industry" (Int. No. 1100), which was read the first time and referred to the committee on the judiciary.

Mr. H. L. Ames introduced a bill entitled "An act to amend the charter of the city of Jamestown, generally" (Int. No. 1101), which was read the first time and referred to the committee on affairs of cities.

Mr. Barra introduced a bill entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Frank J. Magrino, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nine, and to reinstate him in the position formerly held by him" (Int. No. 1102), which was read the first time and referred to the committee on affairs of cities.

Mr. Bates introduced a bill entitled "An act making an appropriation to reimburse the Commonwealth Weekly Publishing Company of New York city for the publication of propositions submitted and Session Laws of nineteen hundred and thirteen" (Int. No. 1103), which was read the first time and referred to the committee on ways and means.

Mr. Blakely introduced a bill entitled "An act providing for the creation of a commission to prepare preliminary plans for the construction of a marine terminal in the city of Yonkers, or for the development otherwise or in connection with such terminal of the water front on the Hudson river and the land under water to the pier and the bulk-head lines in the Hudson river within the boundaries of the city of Yonkers, and to prepare a report thereon including estimates of the cost thereof" (Int. No. 1104), which was read the first time and referred to the committee on affairs of cities.

Mr. Brink introduced a bill entitled "An act to amend the County Law, in relation to county tuberculosis hospitals" (Int.

No. 1105), which was read the first time and referred to the committee on internal affairs.

Mr. Brownlee introduced a bill entitled "An act to amend the New York City Municipal Court Act, in relation to duties of the clerk" (Int. No. 1106), which was read the first time and referred to the committee on codes.

Mr. Crane introduced a bill entitled "An act to amend the Tax Law, in relation to the compensation of commissioners of equalization in Onondaga county" (Int. No. 1107), which was read the first time and referred to the committee on internal affairs.

Mr. Coles introduced a bill entitled "An act to amend chapter five hundred and sixty-four of the Laws of nineteen hundred and ten, entitled 'An act to provide for county roads in certain counties adjoining cities of the first class,' in relation to the county road system and the construction and maintenance of county roads" (Int. No. 1108), which was read the first time and referred to the committee on internal affairs.

Mr. G. T. Davis introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to the validity and proof of wills executed without the State" (Int. No. 1109), which was read the first time and referred to the committee on the judiciary.

Also, "An act in relation to partnerships, constituting chapter thirty-nine of the Consolidated Laws" (Int. No. 1110), which was read the first time and referred to the committee on the judiciary.

Mr. Fenner introduced a bill entitled "An act to appropriate certain funds to School District Number Twenty-seven, town of Dryden" (Int. No. 1111), which was read the first time and referred to the committee on ways and means.

Mr. Franchot introduced a bill entitled "An act to amend the Indian Law, in relation to the lands of the Tuscarora Nation of Indians, and to repeal section ninety-six" (Int. No. 1112), which was read the first time and referred to the committee on conservation.

Mr. Hooper introduced a bill entitled "An act to amend the Public Health Law, in relation to the health districts around Lake George" (Int. No. 1113), which was read the first time and referred to the committee on public health.

Mr. Kiernan introduced a bill entitled "An act to amend the Liquor Tax Law, in relation to damages to be awarded for loss of liquor tax certificates and damages to property" (Int. No. 1114), which was read the first time and referred to the committee on excise.

Also, "An act to amend the Greater New York charter, in relation to the construction of a recreation pier on the East river at the foot of East Ninety-sixth street in the city of New York" (Int. No. 1115), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Railroad Law, in relation to the rate of fare on certain elevated railroads operating in Kings county" (Int. No. 1116), which was read the first time and referred to the committee on railroads.

Mr. Orr introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the provisions governing the issuance of injunctions between employers and employees" (Int. No. 1117), which was read the first time and referred to the committee on codes.

Mr. Martin introduced a bill entitled "An act to provide for the construction of a dive culvert at Rome for the purpose of maintaining the proper water level of the canal, and making an appropriation therefor" (Int. No. 1118), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to amend the Village Law, in relation to the disposal of garbage and rubbish" (Int. No. 1119), which was read the first time and referred to the committee on affairs of villages.

Mr. McWhinney introduced a bill entitled "An act to amend the Lien Law, in relation to lien of bailee of motor vehicles" (Int. No. 1120), which was read the first time and referred to the committee on the judiciary.

Mr. Peck introduced a bill entitled "An act to provide for the construction of a Barge canal traffic terminal and ship building plant at Haverstraw, and making appropriation therefor" (Int. No. 1121), which was read the first time and referred to the committee on ways and means.

Mr. Pierce introduced a bill entitled "An act to amend the Prison Law, in relation to the compensation of guards and other

officers" (Int. No. 1122), which was read the first time and referred to the committee on penal institutions.

Also, "An act making appropriations for increases in salaries of guards in the State prisons and of certain other officers and employees of the industrial departments of the several prisons" (Int. No. 1123), which was read the first time and referred to the committee on ways and means.

Mr. Rowe introduced a bill entitled "An act to amend the Tax Law, in relation to the filing of receipts from country treasurer or comptroller" (Int. No. 1124), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the charter of the city of Buffalo, in relation to the filling of a vacancy in the office of supervisor" (Int. No. 1125), which was read the first time and referred to the committee on affairs of cities.

Mr. Trahan introduced a bill entitled "An act making an appropriation for the Philipse Manor House, Yonkers" (Int. No. 1126), which was read the first time and referred to the committee on ways and means.

Mr. L. H. Wells introduced a bill entitled "An act to amend the Highway Law, in relation to the improvement of town highways under section three hundred and twenty-a" (Int. No. 1127), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to disposition of registration fees" (Int. No. 1128), which was read the first time and referred to the committee on internal affairs.

Mr. Witter introduced a bill entitled "An act making an appropriation for an exhibit of agriculture and dairying at the national milk and dairy farm exposition, to be held at Grand Central Palace, New York city, during the week of May twentieth, nineteen hundred and eighteen" (Int. No. 1129), which was read the first time and referred to the committee on ways and means.

Mr. Youker introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to filling vacancies in office of justice" (Int. No. 1130), which was read the first time and referred to the committee on codes.



Mr. D. H. Ames introduced a bill entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled "An act to consolidate and revise the several acts relative to the city of Olean," in relation to a hydrant tax" (Int. No. 1131), which was read the first time and referred to the committee on affairs of cities.

Mr. Crowley introduced a bill entitled "An act to amend the Judiciary Law, in relation to the city court of Rochester" (Int. No. 1132), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Code of Civil Procedure, in relation to the city courts of Rochester and Buffalo" (Int. No. 1133), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' continuing, consolidating, and reorganizing the police court of the city of Rochester and the municipal court of the city of Rochester under the name of 'City Court of Rochester'" (Int. No. 1134), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. A. E. Davies introduced a bill entitled "An act to amend the charter of the city of Schenectady, generally" (Int. No. 1135), which was read the first time and referred to the committee on affairs of cities.

Mr. Welsh introduced a bill entitled "An act to amend the Judiciary Law, in relation to the compensation of the clerks of the Appellate Division, third and fourth departments and the deputy clerk, third department" (Int. No. 1136), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Public Health Law, in relation to the registration of boys over sixteen years of age and for the protection and preservation of their health" (Int. No. 1137), which was read the first time and referred to the committee on public health.

Mr. Voorhees introduced a bill entitled "An act in relation to the salary of the county treasurer of Sullivan county" (Int.

No. 1138), which was read the first time and referred to the committee on internal affairs.

Mr. Showers introduced a bill entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred, entitled 'An act to make the office of county clerk of the county of Greene a salaried office and to provide for the conduct of said office,' in relation to certain fees of such clerk" (Int. No. 1139), which was read the first time and referred to the committee on internal affairs.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Martin (No. 1081, Int. No. 932), entitled "An act to amend the Insurance Law, in relation to approval of premium rates of the State insurance fund," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 1129, Int. No. 980), entitled "An act to amend the Insurance Law, in relation to prohibiting the forfeiture of policy without notice," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 1128, Int. No. 979), entitled "An act to amend the Insurance Law, in relation to group life insurance," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 1039, Int. No. 899), entitled "An act to amend the Insurance Law, in relation to the transfer of deposits by the Superintendent of Insurance to a receiver," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 941, Int. No. 829), entitled "An act to amend the Insurance Law, in relation to refunding overcharges for taxes, fines, penalties or license fees," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 1038, Int. No. 898), entitled "An act to amend the Insurance Law, relative to proceedings against and the liquidation of delinquent insurance corporations," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 943, Int. No. 831), entitled "An act to amend the Stock Corporation Law, in relation to transfer of stock," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

Also, Assembly bill introduced by Mr. Gardner (No. 942, Int. No. 830), entitled "An act to amend the Stock Corporation Law, in relation to election of directors," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Murphy, Ames, D. H., Prangen, Mitchell, Crowley, Brownlee, Franchot.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Public Health Law, in relation to qualifications of local health officers." (No. 276, Int. No. 109.)

"An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend,

consolidate and revise the several acts relative to the city of Amsterdam,' generally." (No. 1071, Int. No. 495.)

"An act to amend the Tax Law, in relation to tax-roll and collector's warrant." (No. 761, Int. No. 687.)

"An act to amend the Prison Law, in relation to time for filing estimates of articles with the Commission of Prisons." (No. 694, Int. No. 627.)

"An act to create the soldiers' welfare commission, defining its powers and duties and making an appropriation therefor." (No. 755, Int. No. 681.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to article two of the Constitution, in relation to absent voters." (No. 1073, Int. No. 213.)

"An act to amend the Public Health Law, in relation to wall paper and calcimine." (No. 570, Int. No. 527.)

"An act to amend the Prison Law, in relation to enforcement of the powers of the State Commission of Prisons." (No. 693, Int. No. 626.)

"An act to amend the Agricultural Law, in relation to branding cheese." (No. 1161, Int. No. 793.)

"An act to amend the County Law, in relation to compensation of supervisors." (No. 1022, Int. No. 129.)

"An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy." (No. 741, Int. No. 671.)

"An act to amend the Greater New York charter, in relation to foreclosure of tax lien." (No. 293, Int. No. 282.)

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the improvement or extension of the water works." (No. 230, Int. No. 229.)

"An act to amend the Town Law, in relation to additional supervisors in certain towns." (No. 1158, Int. No. 679.)

"An act in relation to providing for an annual budget in Broome county." (No. 1069, Int. No. 223.)

"An act to amend the Tax Law, in relation to the levy of taxes." (No. 749, Int. No. 675.)

“An act to amend section nineteen hundred and ninety-one of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled ‘An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,’ relative to auctions and auctioneers.” (No. 544, Int. No. 505.)

“An act to amend the Agricultural Law, in relation to licensing persons who make fat tests of composite samples of milk.” (No. 600, Int. No. 557.)

“An act to amend the Dunkirk city charter, in relation to amount appropriated to the Dunkirk free library.” (No. 805, Int. No. 510.)

“An act to amend chapter two hundred and fifty-seven of the Laws of eighteen hundred and sixty, entitled ‘An act to incorporate the Hyde Park fire department in Dutchess county,’ generally.” (No. 701, Int. No. 631.)

“An act to amend the charter of the city of Hudson, in relation to increasing the salaries of the chief of police, sergeant and police officers in said city.” (No. 770, Int. No. 696.)

“An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled ‘An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled “An act to incorporate the city of Ogdensburg,” and the acts amending the same,’ in relation to the compensation of the treasurer as collector, ex-officio.” (No. 226, Int. No. 225.)

“An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled ‘An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled “An act to incorporate the city of Ogdensburg,” and the acts amending the same,’ in relation to clearing sidewalks of snow and ice.” (No. 229, Int. No. 228.)

“An act to amend the Penal Law, in relation to the amount of allowance by the State for maintenance of tramps in penitentiaries.” (No. 688, Int. No. 621.)

“An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled ‘An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred

and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to sprinkling the streets." (No. 227, Int. No. 226.)

"An act to amend the Insurance Law, in relation to actions against an insurance carrier when insured person is insolvent or bankrupt." (No. 1159, Int. No. 779.)

"An act to amend the Tax Law, in relation to the collector's warrants." (No. 668, Int. No. 503.)

Mr. Graham offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of the bill (No. 678, Int. No. 611) entitled "An act to amend the Agricultural Law, in relation to the provisions relating to dogs."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Graham moved to amend as follows:

On page 1, line 9, strike out "the city of New York, or to the city of Buffalo" and insert in place thereof "a city of the first class".

On page 1, line 11, strike out "the city of New York" and insert in place thereof "a city of the first class".

On page 2, line 1, after the word "thereof" strike out the balance of the line.

On page 2, line 2, strike out all of the line.

On page 2, line 3, strike out all of the line.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On the motion of Mr. Graham, said bill was ordered reprinted and recommitted to said committee.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 416, Int. No. 397) entitled "An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Blakely moved to amend as follows:

Page 1, in the title, strike out "the salary of the transfer tax appraiser in Westchester county" and insert "transfer tax appraisers and stenographers in certain counties".

Page 3, line 5, after "Nassau" insert in italics "county, two thousand three hundred dollars; in Oneida".

Line 7, before "and" insert a bracket "[ "; after "counties" insert a bracket "]" and in italics "county".

Line 20, inclose "nine" in brackets and insert in italics "ten"; after "stenographers" insert in italics "whose salaries shall not exceed two thousand three hundred dollars a year each".

Line 23, after the semicolon insert in italics "the appraisers of Kings county, with four stenographers, whose salaries shall not exceed two thousand three hundred dollars a year each;".

Line 24, before "Kings" insert a bracket "[ "; after "and" insert a bracket "]" ; inclose "counties" in brackets and insert in italics "county".

Page 4, line 10, inclose "nine" in brackets and insert in italics "twelve".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Blakely, said bill was ordered reprinted and recommitted to said committee.

Mr. Speaker announced the special order, being the bill (No. 1200, Int. No. 1021) entitled "An act making appropriations for the support of the government."

On motion of Mr. Adler, further consideration of said special order was postponed until Monday next.

A communication was received from Hon. J. D. Wilson, mayor of the city of Newburgh, returning Assembly bill (No. 92, Int. No. 92) entitled "An act to authorize the Commissioners of the Home of the City and Town of Newburgh to raise moneys for building purposes."

Mr. Fenner, rising to a question of personal privilege, stated that he found that he was recorded as voting in the affirmative on Mr. Adler's motion to postpone indefinitely consideration of Assembly bill No. 29 on Tuesday last, while in fact he voted in the negative.

On motion of Mr. Adler, the House adjourned.



MONDAY, MARCH 18, 1918

The House met pursuant to adjournment.

Prayer by Rev. Charles Graves.

On motion of Mr. Adler, the reading of the journal of Friday, March 15th, was dispensed with and the same was approved.

A message from the Governor by the hand of his secretary was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,  
ALBANY.

*To the Assembly:*

I desire to communicate with your Honorable Body on the subject of a proposed so-called referendum to the voters of the State on the question of the ratification of the resolution of Congress proposing an amendment to the Constitution of the United States prohibiting the manufacture, sale and transportation of intoxicating liquors.

The Federal Constitution provides the method by which the people of the State may act and the only method by which they may legally ratify or reject such a proposed amendment, namely, action by the Legislature.

I would not be opposed to allowing the people of the State to settle the "liquor question" by direct vote if it were possible under the Federal Constitution; but this measure confers no power whatever upon the people. I do not oppose the measure in its present form because it is a referendum. My objection is that it is not and cannot be a referendum, as the public understands the term. A referendum vote on a proposed amendment to the State Constitution is decisive. The result of a vote under this measure should it become a law would leave the Legislature exactly where it now is.

Not a single member of the Legislature would be legally bound to abide by the result of the proposed so-called "referendum." Hence, such a vote would not relieve any member of the Legislature of his ultimate and unescapable responsibility either to ratify or reject.

Should the majority in the State be against prohibition, no man elected from a district with a prohibition majority could be expected, as the representative of his constituents, to vote against prohibition. Nor is it likely that a man elected from a so-called "wet district" would vote for prohibition even though the majority in the State might be for prohibition.

In other words, the result of a campaign under this proposed measure would be without meaning and without effect. It is an

evasion and a deception, and I am not willing to be a party to the foisting upon the public of a dishonest measure.

If the Assembly in square acceptance of its responsibility had rejected the proposed National Prohibition Amendment, no matter how much I might have doubted the wisdom of such an action, I should not have interfered.

There has been and there will be no effort on the part of the Executive to compel ratification. It is exclusively the province of the Legislature to ratify or reject. Far better that the amendment be rejected now and be left for the action of a subsequent Legislature than to permit this deception to be imposed upon the people.

As the members of your Honorable Body well know, the present law as enacted last year provides for a real referendum on the liquor question in every town and in every city of the State where the citizens desire that such vote be had.

It is interesting to note that many of the supporters of this proposed so-called referendum were, only a year ago, in open opposition to the submission of an honest referendum to the people on the subject of a prohibition amendment to the State Constitution, and were bitter in their opposition to the present Local Option Law of the State with its provisions for an effective referendum in every city.

I do not question, however, that some of the members of your Honorable Body have been honestly misled in this matter.

Judge Ruggles, presiding judge of the Court of Appeals, speaking for the court in the case of *Barto v. Himrod* (8 N. Y. 483), as far back as 1853, in regard to the delegation of legislative authority, said:

“The Legislature has no power to make a statute dependent on such a contingency, because it would be confiding to others that legislative discretion which they are bound to exercise themselves, and which they cannot delegate or commit to any other man or men to be exercised. They have no more authority to refer such a question to the whole people than to an individual. The people are sovereign, but their sovereignty must be exercised in the mode which they have pointed out in the Constitution. All legislative power is derived from the people; but when the people adopted the Constitution, they surrendered the power of making laws to the Legislature, and imposed it upon that body as a duty; they did not reserve to themselves the power of ratifying or adopting laws proposed by the Legislature, except in the single case of contracting public debt. They probably foresaw the evil consequences likely to arise from such a reservation; these are well and

forcibly expressed by Mr. Justice Johnson, in his opinion in the case of *Johnson v. Rich*, 98 Barb. 686. 'I regard it,' said he, 'as an unwise and unsound policy, calculated to lead to loose and improvident legislation, and to take away from the legislator all just sense of his high and enduring responsibility to his constituents and to posterity, by shifting that responsibility upon others. Experience has also shown, that laws passed in this manner are seldom permanent, but are changed the moment the instrument under which they are ratified has abated or reversed its current; of all the evils which afflict a State, that of unstable and capricious legislation is among the greatest.' "

While this decision dealt with the right of the Legislature to make a statute dependent upon the vote of the people, yet the theory of government would apply to the present case.

It is interesting to note that this plan, plainly a subterfuge, has been proposed once before in the history of this State in its Legislature. This is not a new idea. It originated with the so-called Tweed minority in the Senate of 1869. It was the way the minority in the Senate, not conspicuous for loyalty to the Federal government or to the interests of the State, endeavored to beat the Fifteenth Amendment to the Constitution, the amendment which provided that the right to vote should not be denied on account of race, color or previous condition of servitude. The Assembly had ratified the amendment; the resolution to submit to the people was introduced in the Senate for the acknowledged purpose of defeating this historic measure. Tweed was able to rally fifteen of the thirty-two senators to its support. The resolution was beaten on a vote of seventeen to fifteen; the same fifteen senators immediately afterwards voting against the ratification of the famous amendment.

From then until to-day no member of the Legislature of New York, so far as I have been able to learn, has presumed to suggest by resolution offered in that body that its members were unable or unwilling to perform the duties imposed upon them by the oath of office and by the Constitution of the United States of America.

The only precedent for the contemplated action of the present Legislature is the one which I have indicated.

The plan conceived by Tweed and his followers was intended to prevent the enfranchisement of the emancipated negro. It was defeated nearly fifty years ago by the intelligent and law-abiding majority of the Senators of the State of New York.

It is inconceivable to me that the method devised by William M. Tweed to defeat the provisions of the Constitution of the

United States or at least for the purpose of avoiding the performance of a plain duty imposed by that instrument, should be adopted to-day by the Legislature of New York for the same purpose.

I urge upon the members of your Honorable Body to consider the sacred nature of the oath which every one of you has taken, and the provisions of the Federal Constitution which you have sworn to support.

(Signed) CHARLES S. WHITMAN.

*March 18, 1918.*

The Senate sent for concurrence the following entitled bills:

"An act in relation to Mount Morris Union Free School District and repealing certain special acts and parts of acts relating thereto" (No. 669, Rec. No. 126), which was read the first time and referred to the committee on public education.

"An act to authorize the board of trustees of the village of Ossining to make a reapportionment and reassessment of the portion of the expense of the sewer system of such village chargeable to the property benefited, and to refund to the persons entitled thereto the amount of any deductions made by such reapportionment and reassessment" (No. 643, Rec. No. 127), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law, in relation to the collector's warrants" (No. 579, Rec. No. 128), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Blakely introduced a bill entitled "An act to amend the Labor Law, generally, and making an appropriation for additional mercantile inspectors" (Int. No. 1140), which was read the first time and referred to the committee on ways and means.

Mr. Leininger introduced a bill entitled "An act to amend the Penal Law, in relation to soft drinks containing drugs" (Int. No. 1141), which was read the first time and referred to the committee on codes.

Mr. Donnelly introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to actions for seduction and proof of damages therein" (Int. No. 1142), which was read the first time and referred to the committee on the judiciary.

Mr. McKee introduced a bill entitled "An act to amend the Public Health Law, relative to the practice of pharmacy" (Int. No. 1143), which was read the first time and referred to the committee on public health.

Mr. Mitchell introduced a bill entitled "An act to amend the Tax Law, in relation to the collection of corporation taxes, and making an appropriation therefor" (Int. No. 1144), which was read the first time and referred to the committee on ways and means.

Mr. Everett introduced a bill entitled "An act to amend the Agricultural Law, in relation to baking powder" (Int. No. 1145), which was read the first time and referred to the committee on public health.

Mr. Meyer introduced a bill entitled "An act to amend the corporate existence and vacate the charters of certain corporations" (Int. No. 1146), which was read the first time and referred to the committee on the judiciary.

Mr. Crowley introduced a bill entitled "An act to amend the General Business Law, in relation to exhibitions and solicitations for benevolent, charitable or patriotic purposes" (Int. No. 1147), which was read the first time and referred to the committee on general laws.

Mr. McArdle introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to filing of annual reports" (Int. No. 1148), which was read the first time and referred to the committee on the judiciary.

Mr. Machold introduced a bill entitled "An act making an appropriation for the payment of the salary to which William Temple Emmet, deceased, would have been entitled had he survived the current fiscal year" (Int. No. 1149), which was read the first time and referred to the committee on ways and means.

Mr. Pratt, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. L. H. Wells (No. 930, Int. No. 818), entitled "An act in relation to the place of holding court by justices of the peace of the town of Batavia, Genesee county," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Pratt, Martin, McNab, Crane, Pierce, Lown, Tuckerman.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 781, Int. No. 706), entitled "An act to amend the Code of Civil Procedure, in relation to papers and books to be preserved and bonds filed in surrogates' courts," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

Also, Assembly bill introduced by Mr. Soule (No. 581, Int. No. 538), entitled "An act to amend the Code of Criminal Procedure, in relation to the powers of superintendents of the poor," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

Also, Assembly bill introduced by Mr. Duke (No. 535, Int. No. 496), entitled "An act to amend the Code of Civil Procedure, in relation to jurisdiction of the Court of Claims, and the filing of notices of intention to file claims," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

Also, Assembly bill introduced by Mr. G. T. Davis (No. 136, Int. No. 136), entitled "An act to amend the Code of Civil Procedure, in relation to the presumption of death," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Youker, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

which reports were agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Whitehorn (No. 255, Int. No.

250), entitled "An act to amend the Inferior Courts Act of the City of New York, in relation to trial by jury in the court of special sessions and the city magistrates' court," reported in favor of the passage of the same, with the following amendment:

Page 6, line 18, strike out the words "the jury shall consist of twelve".

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Senate bill introduced by Mr. Knight (No. 201, Rec. No. 63), entitled "An act to amend the Code of Civil Procedure, in relation to costs when relator is joined as plaintiff, and compensation of Attorney-General," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Duke, Fearon, Davis, G. T., Jenks, Mitchell, Fallon, Davies, A. E., Johnson, E. A., Whitehorn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. E. C. Davis, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 579, Int. No. 536), entitled "An act to amend the Liquor Tax Law, in relation to salaries of special deputy excise commissioners in Oneida and Queens counties," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Mitchell, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Conservation Law, in relation to license to collect or possess for propagation, scientific or exhibition purposes." (No. 623, Int. No. 262.)

"An act to amend the Tax Law, in relation to the salary of the transfer tax appraiser in Westchester county." (No. 416, Int. No. 397.)

"An act to amend the Conservation Law, in relation to the rating of game protectors." (No. 626, Int. No. 285.)



"An act to amend chapter three hundred and seventy-five of the Laws of nineteen hundred and two, entitled 'An act to provide for a police pension fund for the police force of the city of Mount Vernon,' generally." (No. 820, Int. No. 733.)

"An act to grant and release to the city of New York certain lands under water in the Atlantic ocean in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the cost." (No. 759, Int. No. 685.)

"An act to permit the common council of the city of Oneonta to vote extra compensation to the chamberlain of such city for the years nineteen hundred and eighteen and nineteen hundred and nineteen." (No. 972, Int. No. 857.)

"An act to amend the Insurance Law, in relation to the powers of fraternal benefit societies." (No. 1072, Int. No. 418.)

"An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of unpaid local assessments." (No. 857, Int. No. 760.)

"An act to amend the Conservation Law, in relation to jurisdiction of courts in criminal cases." (No. 201, Int. No. 201.)

"An act authorizing the police commissioner of the city of New York to rehear the charges upon which George B. Hawthorne was dismissed from the police department and to reinstate him in the position formerly held by him." (No. 325, Int. No. 314.)

"An act to amend the charter of the city of Jamestown, in relation to the election held on the last Tuesday in March in each year for the election of city officers." (No. 838, Int. No. 751.)

"An act to authorize and validate an assessment against lands abutting on a portion of Buffalo street in the city of Jamestown, and against the owners of such lands, of the proportionate amount of the cost of the pavement heretofore constructed on such street, and authorizing the city of Jamestown to issue its bond or bonds and paving certificates to cover the cost of such pavement." (No. 839, Int. No. 752.)

“An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled ‘An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled “An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy,” and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein,’ in relation to the assessment of property and collection of taxes in the city of Troy, and repealing section eight of said chapter.” (No. 1160, Int. No. 594.)

“An act to amend the Tax Law, in relation to furnishing necessary data to the State Tax Commission.” (No. 1191, Int. No. 361.)

“An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled ‘An act to incorporate the city of Mount Vernon,’ in relation to the number of police lieutenants and sergeants.” (No. 1001, Int. No. 873.)

“An act to amend the County Law, in relation to the salary of the county judge and surrogate of Oswego county.” (No. 735, Int. No. 665.)

“An act to amend the Greater New York charter, in relation to the issue of corporate stock notes.” (No. 1012, Int. No. 884.)

“An act to amend the Tax Law, in relation to the time for the commencement of certiorari proceedings, to review special franchise assessments in towns.” (No. 1131, Int. No. 608.)

“An act to amend chapter five hundred and ninety-one of the Laws of eighteen hundred and sixty-eight, entitled ‘An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water,’ generally.” (No. 956, Int. No. 841.)

“An act to amend the Education Law, relative to the retirement of teachers.” (No. 1192, Int. No. 543.)

“An act to amend the Highway Law, in relation to motor vehicles.” (No. 1193, Int. No. 947.)

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to assessment bonds." (No. 1003, Int. No. 875.)

"An act to amend chapter four of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for the harvesting and storage of ice on the Hudson river, to regulate the manufacture and sale of artificial ice and to provide for the appointment of an ice comptroller, and making an appropriation therefor.'" (No. 870, Int. No. 773.)

"An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' as to the power of the council of said city to license and regulate a line or lines of vehicles for the transportation of persons for hire upon the streets and public places within said city, otherwise than on fixed rails or tracks." (No. 721, Int. No. 651.)

Mr. Murphy offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of bill (No. 1156, Int. No. 1001) entitled "An act to amend the Town Law, in relation to town meetings in the county of Suffolk and to terms of office of town officers heretofore or hereafter elected therein and the filling of vacancies."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Murphy moved to amend as follows:

Page 2, line 2, after "Suffolk" insert ", except as otherwise provided in this section,".

Page 2, line 6, strike out "such" and insert after "meetings" the words "in such county, held on the first Tuesday after the first Monday in November in any year,".

Page 3, strike out lines 1 to 12 and insert the following: "dred and twenty-one. One assessor shall be elected at such town meeting for a term expiring December thirty-first, nineteen hundred and twenty-one and one assessor for a term expiring December thirty-first, nineteen hundred and twenty-three. The town board, at the expiration of the term of the assessor elected for four years at the town meeting held in such town in the year nineteen hundred and sixteen, shall fill the vacancy in such office caused by such

expiration of term by an appointment expiring December thirty-first, nineteen hundred and twenty-one. After such town meeting, the next biennial town meeting in such town of Riverhead shall be held on the first Tuesday after the first Monday in November, nineteen hundred and twenty-one; and the biennial town meeting in such town shall be held on that day in every odd numbered year thereafter."

Page 2, line 19, after "holds" and before the period insert "the town board of any town in such county, in which the last biennial town meeting was held in the month of April, nineteen hundred and seventeen, may in the month of April, nineteen hundred and nineteen, make a temporary loan, on the faith and credit of the town, to provide moneys for the expense of conducting the affairs of the town during the year nineteen hundred and nineteen, but not to exceed the amount voted at the town meeting in the year nineteen hundred and seventeen, for similar purposes for the year nineteen hundred and eighteen."

After line 12, insert "§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Murphy, said bill was ordered reprinted and recommitted to said committee.

Mr. Twomey offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of the bill (No. 181, Int. No. 181), entitled "An act to amend the General Municipal Law, in relation to regulations governing the granting of allowances by local boards of child welfare."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative:

Said bill having been announced, Mr. Twomey moved to amend as follows:

Strike out entire line 13, page 2, and insert the following: "This act shall take effect January first, nineteen hundred and nineteen."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in affirmative.

On motion of Mr. Twomey, said bill was ordered reprinted and recommitted to said committee.

Mr. McKee offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 1231, Int. No. 1052) entitled "An act to amend the Greater New York charter, in relation to the purchase of supplies and the establishment of a department of purchase."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McKee moved to amend as follows:

Page 10, line 7, strike out all of line 7 and all of the balance of the page.

Page 11, strike out lines 1 to 4, inclusive.

Page 11, line 5, strike out the numeral "6" and insert the numeral "5".

Page 11, line 25, strike out the numeral "7" and insert the numeral "6".

Page 12, line 25, strike out the numeral "8" and insert the numeral "7".

Page 15, line 14, strike out the numeral "9" and insert the numeral "8".

Page 16, line 6, strike out the numeral "10" and insert the numeral "9".

Page 16, line 24, strike out the numeral "11" and insert the numeral "10".

Page 20, line 19, strike out the numeral "12" and insert the numeral "11".

Page 22, line 12, strike out the numeral "13" and insert the numeral "12".

Page 24, line 10, strike out the numeral "14" and insert the numeral "13".

Page 25, line 13, strike out the numeral "15" and insert the numeral "14".

Page 27, line 21, strike out the numeral "16" and insert the numeral "15".

Page 29, line 18, strike out the numeral "17" and insert the numeral "16".

Page 30, line 10, strike out the numeral "18" and insert the numeral "17".

Page 31, line 5, strike out the numeral "19" and insert the numeral "18".

Page 31, line 24, strike out the numeral "20" and insert the numeral "19".

Page 32, line 11, strike out the numeral " 21 " and insert the numeral " 20 ".

Page 33, line 1, strike out the numeral " 22 " and insert the numeral " 21 ".

Page 33, line 19, strike out the numeral " 23 " and insert the numeral " 22 ".

Page 35, line 22, strike out the numeral " 24 " and insert the numeral " 23 ".

Page 37, line 1, strike out the numeral " 25 " and insert the numeral " 24 ".

Page 37, line 21, strike out the numeral " 26 " and insert the numeral " 25 ".

Page 38, line 17, strike out the numeral " 27 " and insert the numeral " 26 ".

Page 42, line 21, strike out the numeral " 28 " and insert the numeral " 27 ".

Page 44, line 14, strike out the numeral " 29 " and insert the numeral " 28 ".

Page 50, line 25, strike out the numeral " 30 " and insert the numeral " 29 ".

Page 51, line 23, strike out the numeral " 31 " and insert the numeral " 30 ".

Page 51, line 26, strike out the numeral " 32 " and insert the numeral " 31 ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McKee, said bill was ordered reprinted and recommitted to said committee.

Mr. C. L. Mead offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 891, Int. No. 788) entitled "An act to amend the Railroad Law, in relation to train crews."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. C. L. Mead moved to amend as follows:

Page 2, line 12, after " moved " insert " except as hereinafter provided,".

Page 2, line 14, after " is " strike out " operating on or crossing a main track or main tracks, shall said engine be manned with a crew of less than one engineer, one fireman, one conductor, or

one brakeman " and insert " being moved to or from round house to yard or main track or tracks, or to or from round house to cinder track or dump track, said engine shall be manned with a crew of not less than one engineer or qualified hostler and one fireman."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. C. L. Mead, said bill was ordered reprinted and recommitted to said committee.

Mr. Orr offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 362, Int. No. 349) entitled "An act to amend the Penal Law, in relation to owners, lessees or agents of property failing to furnish heat and hot water during certain months."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Orr moved to amend as follows:

Page 1, line 5, strike out " property equipped with ".

Page 1, line 6, strike out " heating apparatus which property ".

Page 1, line 6, before the word " is " insert the following: " dwelling and tenement property, or portions thereof, in the city of New York ".

Page 1, line 7, before the word " from " insert the following: " , with artificial heat, ".

Page 2, line 1, strike out the comma.

Page 2, line 1, before the word " March " insert the following: " and ".

Page 2, line 1, strike out " and April ".

Page 2, line 2, strike out " the purpose of ".

Page 2, line 4, strike out " and hot water ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Orr, said bill was ordered reprinted and recommitted to said committee.

Mr. Orr offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 363, Int. No. 350) entitled



"An act to amend the Code of Civil Procedure, in relation to furnishing heat and hot water and removal of tenants during certain months."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Orr moved to amend as follows:

Page 1, line 5, before the word " March " strike out the comma.

Page 1, line 5, before the word " March " insert the following: " and ".

Page 1, line 5, strike out " and April ".

Page 1, line 6, strike out " property equipped with heating appa- ".

Page 1, line 7, strike out " ratus, which property ".

Page 1, line 7, before the word " is " insert the following: " dwelling and tenement property, or portions thereof, in the city of New York ".

Page 1, line 8, after the word " tenants " insert the following: ", with artificial heat."

Page 2, line 1, strike out " and fails to supply hot water, the said,".

Page 2, line 2, before the words owner insert the following: " such ".

Page 2, line 10, before the word purchased insert the following: " necessarily ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Orr, said bill was ordered reprinted and recommitted to said committee.

Mr. Waldman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 1138, Int. No. 33) entitled "An act to establish ownership and control of the State of New York of production, supply and distribution of the necessities of life for the purpose of insuring an adequate supply thereof at cost to the people of the State; to prevent speculation, profits and other practice; to amend the Farms and Markets Law in relation to markets in cities, and to transfer the powers and duties conferred on a commission by chapter eight hundred and thirteen of the Laws of nineteen hundred and seventeen to the commission created by this act."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Waldman moved to amend as follows:

On page 9, line 12, after the syllable ending "lage" insert a period and begin the word "for" on page 9, line 12 with a capital "F".

On page 9, line 12, after the words "of this act" insert the following: "special revenue bonds may be issued by the municipality, township or village".

On page 9, line 13, strike out the word "city".

On page 9, line 13, after the words "other act" insert the following: "of such municipality, township or village".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Waldman, said bill was ordered reprinted and recommitted to said committee.

Mr. Seelye offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 961, Int. No. 846) entitled "An act to create and establish a police and fire pension fund for the city of Saratoga Springs and authorizing the payment of pensions therefrom."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Seelye moved to amend as follows:

On page 4, line 13, strike out the word "may" and insert the word "shall".

On page 5, line 13, strike out the word "may" and insert the word "shall".

On page 5, line 21, strike out the words "not more than".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Seelye, said bill was ordered reprinted and recommitted to said committee.

Mr. Talmage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on conservation be discharged from the further consideration of the bill (No. 627, Int. No. 286)

entitled "An act to amend the Conservation Law, in relation to the compensation of game protectors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Talmage moved to amend as follows:

Page 2, line 13, bracket out "nine" and insert in italics in place thereof "ten"; strike out "and fifty".

Page 3, after line 13, bracket out "seven thousand nine hundred and fifty" and insert in italics in place thereof "twelve thousand";

Page 3, line 14, change figures "7,950" to "12,000" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Talmage, said bill was ordered reprinted and recommitted to said committee.

Mr. Curley offered for the consideration of the House a resolution, in the words following:

Whereas, The Anti-Saloon League through its accredited agents and representatives has by threats and intimidation and other improper methods controlled or sought to control the official acts of members of this Legislature contrary to their oath of office and obligations to the people; therefore be it

Resolved (if the Senate concur), That the judiciary committees of the Senate and Assembly be, and they are, hereby constituted a joint committee to investigate the activities of the said Anti-Saloon League with particular reference to its receipts and disbursements, and report its findings together with such recommendations, as may appear to be proper to the Legislature of 1918.

Further Resolved, That said committee be authorized to sit anywhere within the State, to select a chairman from among its own members, to employ counsel, secretary and such other assistants that may be required, to take testimony, subpoena witnesses and compel the production of books, documents and papers and otherwise have all the powers of a legislative committee.

Further Resolved, That the expenses of such committee, not exceeding \$5,000, be paid upon the certificate of the chairman of such committee out of the contingent fund of the Legislature.

which was referred to the committee on ways and means.

Mr. McElligott offered for the consideration of the House a resolution, in the words following:

Whereas, The moral and spiritual welfare of the soldiers and

sailors of the United States is conducive to hardihood and courage, discipline and sacrifice, and has been encouraged by General Pershing with our army in France, the Secretary of War and the Secretary of the Navy, as well as by the Commander-in-Chief of the army and navy of the United States; and,

Whereas, The Young Men's Christian Association, the Jewish Welfare Board and the Knights of Columbus have made it their chief concern to look after our soldiers and sailors in that respect, providing chaplains to accompany the army and navy and administer to the religious needs of the men, besides performing such offices of humanity as fall to them in the course of their duties, providing in addition wholesome recreations and cheerful companionship for our men in camp; and,

Whereas, One of these agencies, the Knights of Columbus, is now engaged in New York in the accumulation of a fund of two millions five hundred thousand dollars to enable it to carry out its purposes in this regard, in cooperation with the Young Men's Christian Association and the Jewish Welfare Board, and it is desirable that this fund should be realized in full in the short time of one week; now, therefore, be it

Resolved (if the Senate concur), That the Legislature of the State of New York approve, and it hereby does approve, of this undertaking and it hereby recommends that the citizens of this State give generously of their means towards this worthy and patriotic object.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Malone offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Clerks of the Senate and Assembly be authorized to purchase ten thousand copies of the New York Red Book of 1918, to be distributed as follows: Fifty copies to each Senator, 40 copies to each member of Assembly, and the balance to State officers, libraries and institutions. The cost of such copies shall not exceed the sum of \$6,000, and shall be paid from the appropriation available for additional copies of documents and bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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NOES 00

Those who voted in the affirmative were:

Adler	Davies E O	Harris	McNab	Slacer
Allen	Davis E O	Havican	McWhinney	Smith E A
Alvord	Davis G T	Hooper	Mead C L	Smith H W
Ames D H	Decker	Jenks	Mead J M	Snyder
Ames H L	Dobson	Johnson E A	Meyer	Soule
Amos	Donohoe	Judson	Miller E H	Sutherland
Barra	Donohue	Karlin	Miller N J	Tallett
Bates	Duke	Kasson	Mitchell	Talmage
Belknap	Ellenbogen	Kenyon	Morris	Taylor A
Bewley	Everett	Kiernan	Murphy	Taylor F J
Blakely	Farrell	Klingmann	Nesbitt	Thayer
Bloomfield	Fearon	Larney	Orr	Trahan
Bourke	Feigenbaum	Lattin	Parsons	Tuckerman
Brackley	Fenner	Leininger	Peck	Tyler
Braun	Fitzgerald	Lord	Pierce	Voorhees
Brink	Flynn	Lown	Prangen	Waldman
Brownlee	Franchot	Machold	Pratt	Wells L H
Brush	Gaffers	Malone	Quackenbush	Welsh
Caulfield	Gage	Martin	Richford	Wheelock
Cheney	Gardner	McArdle	Rosenberg	Whitcomb
Claessens	Garfinkel	McCue	Rowe	Whitehorn
Coles	Gavlord	McDonald	Seaker	Williams
Copeley	Gitlow	McElligott	Seelye	Wiltzie
Cowee	Goldberg	McGarry	Seesselberg	Winter
Crane	Graham	McGinnies	Shannon	Witter
Crowley	Hager	McKee	Shiplacoff	Youker
Curley	Hamill	McKeon	Showers	Zimmerman
Davies A E				

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1200, Int. No. 1021) entitled "An act making appropriations for the support of the government."

On motion of Mr. Adler, the further consideration of said special order was postponed until Tuesday next.

The bill (No. 1294, Int. No. 755) entitled "An act to amend the Penal Law, in relation to obtaining money by fraudulent check, draft or order," was read the second time.

On motion of Mr. Malone, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 684, Int. No. 617) entitled "An act to amend the Conservation Law, in relation to the open season for wild pheasants in Wyoming county," was read the second time.

On motion of Mr. Gage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1181, Int. No. 306) entitled "An act to amend the Greater New York charter, in relation to annual appropriations for Life Saving Service of the City of New York," was read the second time.

On motion of Mr. Burr, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1185, Int. No. 745) entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally, and to eliminate the office and jurisdiction of the police justice, and to legalize the election of certain commissioners under such chapter," was read the second time.

On motion of Mr. Talmage, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 609, Assembly Reprint No. 1187, Rec. No. 62) entitled "An act to amend the Highway Law, in relation to completion of contracts," having been announced for a second reading,

On motion of Mr. L. H. Wells, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1189, Int. No. 772) entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse, and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements," was read the second time.

On motion of Mr. Fearon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 785, Int. No. 710) entitled "An act to amend the Labor Law, in relation to bakeries," was read the second time.

On motion of Mr. Bewley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 874, Int. No. 725) entitled "An act to amend the Labor Law, in relation to the expense of the members of the Industrial Council, and making an appropriation therefor," was read the second time.

On motion of Mr. Bewley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 799, Int. No. 724) entitled "An act to amend the Labor Law, in relation to the bureau of industries and immigration," was read the second time.

On motion of Mr. Bewley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 844, Int. No. 757) entitled "An act to amend the Judiciary Law, in relation to clerks to justices of Supreme Court in the first judicial district," was read the second time.

On motion of Mr. Bourke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1002, Int. No. 874) entitled "An act to amend the Highway Law, in relation to highway moneys to be raised by towns," was read the second time.

On motion of Mr. Burtnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 784, Int. No. 709) entitled "An act to amend the Labor Law, in relation to summer vacation permits," was read the second time.

On motion of Mr. Cowee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1118, Int. No. 969) entitled "An act to authorize the county of Onondaga to pay a portion of the expense of eliminating a dangerous underpass on the Camillus valley county highway in the town of Camillus in said county, and to relieve the town from expense therefor," was read the second time.

On motion of Mr. Crane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1046, Int. No. 906) entitled "An act to create a department for the placing of dependent children for the county of Onondaga," was read the second time.

On motion of Mr. Crane, said bill was placed on the order of third reading and referred to the committee on revision.



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## PLAN OF INDEX

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This Journal is indexed upon the following plan:

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the New York, General, and all bills relating to Greater New York under New York City, General, and New York City, Charter.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, i. e., "Banking Law," "Benevolent Orders Law," "Game Laws," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All code amendments under the heads of "Code Civil," "Code Criminal," and "Code Penal."

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speaker under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The number used in this index, viz.: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.

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